

**REDACTED**

**DEPOSITION OF CARLETTE WALKER**

**DOCKET NO. 2017-207, 305, 370-E**

**Request of the Office of Regulatory Staff for Rate  
Relief to South Carolina Electric & Gas Company's  
Rates Pursuant to S.C. Code Ann. § 58-27-920**

## Deposition of Carlette L Walker

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1 IN THE COURT OF COMMON PLEAS  
2 FOR THE STATE OF SOUTH CAROLINA  
3 RICHLAND COUNTY  
4 DEPOSITION OF CARLETTE L. WALKER  
5 LEBRIAN CLECKLEY, on behalf of  
6 himself and all others similarly  
7 situated,  
8 Plaintiffs,  
9 vs. Case No. 2017-CP-40-04833  
10 SOUTH CAROLINA ELECTRIC & GAS  
11 COMPANY, and the STATE OF SOUTH  
12 CAROLINA,  
13 Defendants.

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CONFIDENTIAL

DEPONENT: CARLETTE L. WALKER

DATE: APRIL 24, 2018

TIME: 9:21 AM

LOCATION: HOLIDAY INN  
COLUMBIA, SOUTH CAROLINAREPORTED BY: JULIE K. LYLE, RPR/RMR/CRR  
Registered Merit Reporter  
Certified Realtime Reporter

CLARK &amp; ASSOCIATES, INC.

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## APPEARANCES

## APPEARING ON BEHALF OF PLAINTIFFS:

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BY: DANIEL S. HALTIWANGER

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## ALSO PRESENT: BRYONY B. HODGES

SCANA ASSISTANT GENERAL

COUNSEL

GENE WALKER

## EXAMINATION

PAGE

BY MR. HALTIWANGER

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## EXHIBITS

No. 1 Notice of deposition 7

No. 2 Cash flow documented with updated 69

expenditures.

No. 3 Transcription of voice mail to Marion 106

Cherry

No. 4 Thumb drive containing audio of voice 186

mail

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1 (Exhibit No. 1 was marked for  
2 identification.)

3 CARLETTE L. WALKER,  
4 having been first duly sworn, was examined  
5 and testified as follows:

6 EXAMINATION

7 BY MR. HALTIWANGER:

8 Q All right. Ms. Walker, my name is  
9 Dan Haltiwanger, and we got introduced right  
10 before the deposition started. And it's my  
11 understanding you've had a deposition taken  
12 before, but our court rules require me to go  
13 over a little bit of the ground rules so that  
14 they're on the record and it's clear that  
15 I've had the opportunity to explain them to  
16 you.

17 One of the most important rules is  
18 that we have a court reporter here today that  
19 is going to be taking down everything we say.  
20 Therefore, it's important to verbalize your  
21 answers, to say yes or no instead of uh-huh  
22 or uh-uh so she can make a clear record of  
23 what is said.

24 Also, I think as we were just  
25 talking about, it's not an endurance contest

1 today. If at any point you need to take a  
2 break, use the restroom, get a glass of  
3 water, anything like that, let me know, and  
4 we'll take a break. Okay?

5 A Okay.

6 Q Also, as you were just sworn in,  
7 the testimony is under oath today, so it can  
8 be used in a court of law later. But it's  
9 important for me to remind you of that for  
10 your testimony today.

11 And, also, it's my understanding  
12 when we were setting this up that you -- that  
13 there may be an obligation you have this  
14 afternoon, so I'm going to try to get as much  
15 in today. I hope to get it finished today,  
16 but if not, we'll get as much done as we can  
17 today and work with you and your lawyer about  
18 if we have to get back together at some point  
19 in the future.

20 But it's -- my understanding is  
21 1:30 is the time we're shooting to be done  
22 for today; is that right?

23 A That's right.

24 Q Okay. That being said, can you  
25 give us your full name for the record?

1 A Carlette L. Walker.

2 Q And what is your current  
3 occupation?

4 A I'm retired.

5 Q Retired. And when did you retire?

6 A After I resigned from SCANA in June  
7 of 2016.

8 Q Okay. And I'm going to hand you  
9 what has been marked as Exhibit 1. I don't  
10 know if anybody wants a copy of that, but  
11 this is Exhibit 1 to your deposition.

12 Have you seen this document before?

13 MR. MOORE: This is just the  
14 notice of deposition, Carlette.

15 THE WITNESS: Yeah.

16 A Yes, I have.

17 Q Okay. And you're appearing here  
18 today for us because you were subpoenaed to  
19 be here in order to give your testimony,  
20 correct?

21 A That's correct.

22 Q All right. Can I ask you -- and I  
23 don't want any conversations you had with  
24 your lawyers or with your lawyer, but did you  
25 do anything to prepare for your deposition

1 today?

2 A No.

3 Q So you have not gone back and  
4 looked at any documents, anything like that?

5 A No.

6 Q Any conversations with any SCANA  
7 employees or former employees that you knew?

8 A No.

9 Q Okay. You say you retired in June  
10 of 2016. What was your position when you  
11 retired?

12 A Vice president of nuclear finance  
13 administration.

14 Q And I don't need exact dates, but  
15 I'm just trying to get a timeline of how long  
16 you had that position and going back, so your  
17 employment history there.

18 So how long had you been vice  
19 president?

20 A I think I was VP for six years.

21 Q And what was your position before  
22 that?

23 A Before that I was the corporate  
24 compliance officer for SCANA.

25 Q And how long, approximately, did

## Deposition of Carlette L Walker

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1 you serve as a corporate compliance officer?

2 A I think I was corporate compliance  
3 officer for four years.

4 Q And prior to being a corporate  
5 compliance officer?

6 A I was assistant controller for  
7 SCE&G.

8 Q And approximately how long had you  
9 been an assistant controller?

10 A That's where I'm not as exact on  
11 the dates. I want to say -- I think I was  
12 assistant controller about eight years.

13 Q And before being assistant  
14 controller?

15 A I was controller of South Carolina  
16 Pipeline. No, wait a minute. I was manager  
17 of fossil hydro -- or, no, I was manager of  
18 generation --

19 Q And how long --

20 A -- for accounting. That was one  
21 year.

22 Q Okay. And prior to that?

23 A Prior to that I was controller for  
24 South Carolina Pipeline.

25 Q And before controller at South

1 Carolina Pipeline?

2 A That was -- I was controller for  
3 South Carolina Pipeline for probably about  
4 two years, and then prior to that, I was  
5 manager of customer billing, measurement, and  
6 finance.

7 Q Okay. And before that?

8 A And before that I was manager of  
9 customer billing and measurement. Actually,  
10 I was the supervisor at that point.

11 Q And your position before that?

12 A I was a senior auditor in the  
13 internal audit department of SCE&G. And that  
14 should take you back to when I started with  
15 the company, which would have been in October  
16 of '83.

17 Q Okay. When you left as vice  
18 president of nuclear finance, what entity was  
19 actually signing your paycheck? And we're  
20 going to get into that.

21 A SCANA.

22 Q SCANA?

23 A There's an entity that's a service  
24 company --

25 Q Okay.

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1 A -- under the umbrella of SCANA, and  
2 so it would really be SCANA Services that  
3 would have been the employing entity. So I  
4 worked for SCANA Services, and that's where  
5 all of the finance organization was operating  
6 out of.

7 Q Do you recall your e-mail address  
8 when you worked there?

9 A It was CWalker@scana.com.

10 Q And did that ever change during  
11 your time of employment there?

12 A I think it did change when I  
13 left -- no, I think it stayed the same. I  
14 don't think I had a different e-mail when I  
15 was at Pipeline.

16 Q Did you ever use other e-mail  
17 addresses while you were doing work for  
18 SCANA?

19 A No.

20 Q Are you aware of any other  
21 employees that you interacted with at SCANA  
22 using e-mail addresses that were different  
23 from the domain address that you had?

24 A What -- what do you mean?

25 Q Yeah. I guess I'm trying to figure

1 out, we've got a bunch of documents, and  
2 we're trying to figure out if we're  
3 understanding how the e-mail system worked  
4 with the -- you know, like you said, the  
5 CWalker then @scana.com.

6 Were there other endings that you  
7 were familiar with with any of the other  
8 companies or any other employees there?

9 A Well, I know that Santee Cooper  
10 had, you know, their own e-mail system, and  
11 then the site representative for Santee  
12 Cooper, I believe he also had an @scana.com  
13 e-mail.

14 Q And who would that have been?

15 A Marion Cherry.

16 Q Marion?

17 A Uh-huh. Marion Cherry.

18 Q Okay. Any of the SCE&G employees  
19 that you interacted with on a regular basis  
20 use an e-mail besides their company e-mail to  
21 interact with you?

22 A Not that I remember. I mean, they  
23 may have used a personal e-mail if they were  
24 at home, if for some reason they couldn't  
25 sign on and they needed to send me a message,

1 but not on any kind of routine basis.  
 2 Q Okay. And we sort of talked about  
 3 this. I'm trying to get myself educated  
 4 about SCANA and SCE&G. I noticed there were  
 5 a lot of SCANA and SCE&G entities. And if  
 6 you could -- you're the first witness we've  
 7 talked to in this case, so I'm trying to get  
 8 an idea of how all those companies  
 9 interacted.

10 A Okay.

11 Q If you could do your best job of  
 12 explaining SCANA's relationship to SCE&G and  
 13 SCE&G Services and what other entities were  
 14 involved in the project out there.

15 A Okay. Well, SCE&G is the utility  
 16 company, and SCE&G was going to be the owner  
 17 of the nuclear plant. It was also the entity  
 18 that was building the plant.

19 SCANA Services was providing  
 20 services to supplement the SCE&G staff. So I  
 21 was an -- I was a SCANA Services support team  
 22 that was going to be assigned to the project.

23 There were also -- like the IT  
 24 group, which would be information technology,  
 25 they came from SCANA Services and

1 supplemented the project team.

2 The project team itself was made up  
 3 of a lot of engineering and technical people  
 4 that came from SCE&G personnel, which a lot  
 5 of them came from Unit 1. And so those were  
 6 SCE&G employees.

7 So, generally speaking, SCE&G  
 8 employees are more technical and are utility  
 9 specific. They're not the homogeneous  
 10 employees that can provide services to any of  
 11 the different subsidiaries that we might have  
 12 had.

13 So in your SCANA Services, you  
 14 tended to have your governance employees,  
 15 like your corporate secretary, your  
 16 accounting, your IT, your payroll, your  
 17 internal audit. I'm trying to think of the  
 18 different departments. Corporate security,  
 19 your senior executives.

20 SCE&G had some designated  
 21 executives, but they were also SCANA  
 22 executives. So you might have had Keller  
 23 Kissam as a designated SCE&G executive, but  
 24 he was also a SCANA executive. So they were  
 25 one and the same.

1 Q And as we talked about, we have a  
 2 court reporter writing everything down. When  
 3 we come to names, sometimes to help her out,  
 4 the name you just said, can you spell it for  
 5 her, if you know?

6 A Yeah. Keller Kissam. That's  
 7 K-E-L-L-E-R. Kissam, K-I-S-S-A-M.

8 And then like Kevin Marsh,  
 9 K-E-V-I-N, Marsh, M-A-R-S-H. Kevin was the  
 10 CEO of SCANA, but he was also -- had that  
 11 same authority over SCE&G. So it's not like  
 12 there was a separate CEO for SCE&G. He had  
 13 that same CEO authority over SCE&G. He made  
 14 all the final decisions and had all the  
 15 purchasing power authority given to him by  
 16 the board for SCE&G.

17 So SCE&G was by far the largest  
 18 subsidiary of SCANA. They had a couple other  
 19 smaller subsidiaries, like SEMI-GAS.  
 20 SEMI-GAS bought gas on the open market and  
 21 then sold it and moved it through  
 22 transmission lines. SEMI is S-E-M-I. And  
 23 that was -- they strictly bought gas in  
 24 Houston and then brought it across  
 25 transmission lines in the -- across the south

1 and then brought it to end users, primarily  
 2 in South Carolina but also in Georgia.

3 South Carolina Pipeline was a big  
 4 subsidiary, but they sold it probably about  
 5 maybe three or four years before I left the  
 6 company. As I had mentioned, I had worked at  
 7 South Carolina Pipeline for about nine years.  
 8 That was a transmission company.

9 [REDACTED]  
 10 [REDACTED]  
 11 [REDACTED]  
 12 [REDACTED]  
 13 [REDACTED]  
 14 [REDACTED]

15 Q Okay. When we talk about SCANA  
 16 Services, how is -- where does SCANA Services  
 17 get its income from?

18 A SCANA Services bills out its  
 19 employees for cost and then its benefits. So  
 20 it's pretty much a zero game. It doesn't  
 21 have -- it doesn't -- it's not there to make  
 22 a profit. It's strictly there to provide  
 23 services at a zero markup other than for the  
 24 benefits for its employees and the costs for  
 25



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1 [REDACTED]  
 2 [REDACTED]  
 3 [REDACTED]  
 4 [REDACTED]  
 5 [REDACTED]  
 6 [REDACTED]  
 7 Q What about the board of directors  
 8 of SCANA or SCE&G? Did they ever have any  
 9 interaction with the project out on VC  
 10 Summer?

11 A I never -- I know that they had at  
 12 least one board meeting at the site, but that  
 13 doesn't necessarily -- I'm not trying to  
 14 indicate that they did anything at the site.  
 15 You know, they may have come to the office  
 16 and used the office space. Because we had an  
 17 office out there. But, you know, they may  
 18 have gone on a tour.

19 I wasn't in attendance to the  
 20 meeting, so I couldn't tell you what they did  
 21 or what they saw, nor could I tell you what  
 22 was told to them about the progress of the  
 23 project from one quarter to the next.

24 Q Do you know if SCANA and SCE&G have  
 25 the same board or if they're different?

1 A It is one board.  
 2 Q I want to shift a little bit back  
 3 to your employment at SCANA. How -- you've  
 4 told us that your paycheck actually came from  
 5 SCANA Services; is that correct?

6 A Right.

7 [REDACTED]  
 8 [REDACTED]  
 9 [REDACTED]  
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 2 [REDACTED]  
 3 [REDACTED]  
 4 [REDACTED]

5 Q And when you say senior staff, in  
 6 general, who would that be?

7 A Those would be the top senior  
 8 executives. And that's probably six or seven  
 9 of the executives, to include the CEO and the  
 10 CFO.

11 Q And for your time there, who would  
 12 have been in those positions?

13 A Well, when I first went up to the  
 14 nuclear project, it would have been Bill  
 15 Timmerman as the CEO; Kevin Marsh as the CFO;  
 16 Jimmy Addison; Keller Kissam; Frank Mood;  
 17 Gina Champion; Jeff Archie, Steve Byrne.

18 THE WITNESS: I'm trying to  
 19 remember the guy -- who's the guy that's  
 20 over -- that was over PSNC and they brought  
 21 him back down?

22 Q One of the things I should have  
 23 told you when we started, even though it's  
 24 not a test, there's no pass/fail grades,  
 25 we're really just asking for your

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1 recollection today.  
2 A Okay.  
3 Q So --  
4 A I can't ask any questions?  
5 MS. HODGES: I'll tell you  
6 when it's over.  
7 Q Another thing I should have told  
8 you, any time during the deposition, if you  
9 gave an answer earlier that you think was  
10 either incomplete or incorrect for any  
11 reason, we can also go back and address it.  
12 Just let me know and we can go back.  
13 For instance, if you say, you know  
14 what, I said so-and-so was the CEO at that  
15 time and I now remember it was somebody else,  
16 we can go back and correct it. You're not  
17 held to bite your tongue or anything, if  
18 you've said it, once you've said it.  
19 A Okay. Rusty Harris.  
20 Oh, yeah, and -- what was that last  
21 name --  
22 Q Now, for bonus payments, did these  
23 come out on an annual occurrence, or were  
24 they triggered by other events?  
25 A It was annual because they had to

1 have year-end stock prices and year-end  
2 earnings.  
3 Q And during the time of the  
4 construction of VC Summer Units 2 and 3, did  
5 you actually receive bonus payments related  
6 to the construction out there on the site?

7 A Say that again.

8 [REDACTED]  
9 [REDACTED]  
10 [REDACTED]  
11 [REDACTED]  
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14 [REDACTED]  
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11 [REDACTED]  
12 [REDACTED]  
13 Q And who at SCANA would have been in  
14 charge of that process of overseeing that  
15 audit and that type of work?  
16 A Well, my team did most of it. And  
17 then we also shared what our plans were with  
18 internal audit, and internal audit would then  
19 add those to their audit plan. And a lot of  
20 times they would work with my team in doing  
21 some of the overseeing of the audits.  
22 Q And who would have been the names  
23 of some of the people on your team doing that  
24 work?  
25 A Shirley Johnson was my manager who

1 led those efforts.  
2 Q And who else would have been  
3 involved?  
4 A Well, one was in the paper,  
5 unfortunately, and her name was Margaret  
6 Feckle.  
7 Q And the phrase you just used, her  
8 name was in the paper, unfortunately, what do  
9 you mean by that?  
10 A I just hate to have somebody who's  
11 a senior accountant's name put in the  
12 newspaper when she was doing a good job, and  
13 to be added to a list of people that are  
14 associated with the scandal at the nuclear  
15 project is probably not great. I mean,  
16 that's not exactly a common name, Margaret  
17 Feckle.  
18 Q Uh-huh. All right.  
19 Besides Shirley Johnson and  
20 Margaret Feckle, what other SCANA employees  
21 would have been doing that work out there?  
22 A I'm trying to remember that one's  
23 name. I can't remember the guy's name that  
24 Shirley had hired.  
25 Kullen Boling did some. That name

1 is B-O-L-I-N-G. First name is K-U-L-L-E-N.  
2 So it's Kullen Boling.  
3 Q And --  
4 A Joey Gilespe did some work.  
5 [REDACTED]  
6 [REDACTED]  
7 [REDACTED]  
8 [REDACTED]  
9 [REDACTED]  
10 [REDACTED]  
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25 [REDACTED]

[illegible][illegible]

25 What type of document names or

1 databases or what would I go to look for if I  
2 wanted to go back and sort of educate myself  
3 about this controversy or other controversies  
4 that you would have with the contractors with  
5 regard to payments that were being requested?

6 A I think you probably would ask for  
7 the disputed invoice log.

8 Q And who would have been responsible  
9 for maintaining that?

10 A Shirley Johnson, Marion Cherry  
11 should have probably been getting a copy of  
12 it from Santee Cooper.

13 Q And how often -- and, again,  
14 because I'm not familiar with the whole  
15 process.

16      A    Right.

[illegible]

■ [REDACTED]  
 ■ [REDACTED]  
 ■ [REDACTED]  
 ■ [REDACTED]  
 ■ [REDACTED]

6 Q And the senior executives for SCANA  
7 that would have been --

8 A Kevin Marsh, Jimmy Addison.

9 Q And any others?

10 A I can't remember if Lonnie Carter  
11 was in there or not.

12 Q And was Lonnie Carter an executive  
13 at SCANA or --

14 A No, he's Santee Cooper. I'm sorry.

15 Q So, again, just so I can try to  
16 educate myself with it, we've been produced a  
17 lot of documents from SCANA and SCE&G related  
18 to the project, thousands of them. If I  
19 wanted to search through them to find  
20 information about [REDACTED]

22 log, any other titles of documents that I  
23 would be looking for?

24 A You might want to look for audit  
25 reports.

1 Q Who would be doing audit reports?  
 2 A Internal audit was producing audit  
 3 reports, and then my team was producing audit  
 4 reports.  
 5 Q And who was the internal audit  
 6 team?  
 7 A Well, Iris Griffin, who's now CFO,  
 8 was internal auditor then.  
 9 Q And who else would have been on  
 10 Iris's team?  
 11 A Courtney Owen. She was the  
 12 manager.  
 13 Q And how did -- I mean, it sounds  
 14 like you had two groups working here,  
 15 internal audit and your group. How did they  
 16 interact or how was that system set up?  
 17 A They worked hand in hand together.  
 18 Sometimes they would lead the audit and then  
 19 other times Shirley's team would lead the  
 20 audit.  
 21 Q And --  
 22 A And our team was physically located  
 23 at the site.  
 24 Q Okay.  
 25 A And so that made it to where we had

1 relationships and insight into what was going  
 2 on in the project more so than people that  
 3 were at corporate.  
 4 That was one thing that, you know,  
 5 when I was told that I needed to go out to  
 6 the project, I went straight out to the  
 7 project and made myself an office at the  
 8 project. I didn't stay at the corporate  
 9 headquarters like my predecessors had done.  
 10 I mean, they never even went out to the  
 11 project for the two years they had it. Their  
 12 view of it was, Well, they get two invoices a  
 13 month; what could there be that needs to be  
 14 done.  
 15 Q And who was your two predecessors?  
 16 A Casey Coffey.  
 17 Q And how do you spell that name for  
 18 her?  
 19 A I'm sorry. Casey, C-A-S-E-Y. And  
 20 then his last name, Coffey, is C-O-F-F-E-R.  
 21 And then Jim Swan, S-W-A-N. And  
 22 Jim Swan is the controller of SCANA and  
 23 SCE&G.  
 24 And they never even went out to the  
 25 site. And when I went to visit them when

1 Bill Timmerman told me he needed me to go out  
 2 to the site, I went to see them to see what  
 3 they had been doing so I could get a flavor  
 4 for what I should expect, and their view of  
 5 it was, you know, they didn't think it was a  
 6 big deal because they only get two invoices a  
 7 month. They get one from WEC and one from  
 8 CB&I. They didn't see it as a big deal.  
 9 [REDACTED]  
 10 [REDACTED]  
 11 [REDACTED]  
 12 [REDACTED]  
 13 [REDACTED]  
 14 [REDACTED]  
 15 [REDACTED]  
 16 [REDACTED]  
 17 [REDACTED]  
 18 [REDACTED]  
 19 [REDACTED]  
 20 [REDACTED]  
 21 [REDACTED]  
 22 [REDACTED]  
 23 Q And about what time frame was that?  
 24 A Okay.  
 25 MR. MOORE: You're going to

1 have to excuse me for a minute.  
 2 MR. HALTIWANGER: We'll take a  
 3 break.  
 4 (Off-the-record discussion.)  
 5 Q Ms. Walker, I'm just trying to --  
 6 I'm going back over some of the things we  
 7 asked before. When did you become in charge  
 8 of accounting?  
 9 A What do you mean, in charge of  
 10 accounting?  
 11 Q Or for the project. When would you  
 12 have taken over the role out at VC Summer,  
 13 those responsibilities?  
 14 A I think I was there for six years,  
 15 so I think it was around 2010.  
 16 Q And the disputed invoice log, is  
 17 that a process you created, or was that in  
 18 place before you got there?  
 19 A Actually, Shirley Johnson came up  
 20 with that.  
 21 Q And, again, if I'm doing word  
 22 searches trying to find those documents,  
 23 disputed invoice log, any other terms that  
 24 would come up or were being used?  
 25 A That's the name of it.

## Deposition of Carlette L Walker

11 (41 - 44)

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1 Q Okay. When we talked about bonus  
2 goals, were those written down?

3 A Uh-huh.

4 Q Where would I find those for the  
5 various employees involved in the project?  
6 What would they be titled?

7 A That's what they would be titled,  
8 would be bonus goals.

9 Q Bonus goals.

10 A I mean, they might be called  
11 short-term bonus goals.

12 Q The disputed invoice log, prior to  
13 that process being in place, how were issues  
14 with billing handled with the contractors,  
15 billing disputes?

16 A I couldn't tell you. I mean,  
17 that's the process that, you know, we came up  
18 with when I got there.

19 Q Can you tell us or give us an idea  
20 of what was going on before if there was an  
21 issue?

22 A I couldn't tell you.

23 Q Who would know most about that?

24 A Probably Sheri Wicker. Sheri  
25 Wicker. She's currently employed by SCANA.

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1 [REDACTED]  
2 [REDACTED]  
3 [REDACTED]  
4 [REDACTED]  
5 [REDACTED]  
6 [REDACTED]

7 Q And I just want to make sure that I  
8 can go back and find all those disputes and  
9 all those materials, and if I'm searching  
10 under the disputed invoice log, I'll be able  
11 to find that?

12 A Uh-huh. You should.

13 Q Okay. And was the disputed invoice  
14 log continued the entire time you were there,  
15 or did that end whenever it switched to the  
16 cost-plus, or do you know?

17 A Well, the cost-plus was the  
18 whole -- the whole time. Now, when it went  
19 to fixed price --

20 Q Fixed price, that's what I meant.

21 A -- I can't tell you because that's  
22 when I quit, after they negotiated that.

23 Q Okay. Well, that will bring us  
24 right to the next topic, which is the date  
25 that you left employment at SCANA. Do you

1 Q All right. And how often would you  
2 be meeting with Westinghouse or CB&I to go  
3 over the disputed invoice log or the issues  
4 that arose with the disputed invoice log?

5 A We ended up going over that with  
6 them every single month.

7 Q And what paperwork would be  
8 generated along with those meetings that we  
9 could look for?

10 A I think that they had notes beside  
11 each one of the things that were discussed on  
12 the disputed invoice log.

1 [REDACTED]  
2 [REDACTED]  
3 [REDACTED]  
4 [REDACTED]  
5 [REDACTED]  
6 [REDACTED]  
7 [REDACTED]  
8 [REDACTED]  
9 [REDACTED]  
10 [REDACTED]  
11 [REDACTED]  
12 [REDACTED]  
13 [REDACTED]  
14 [REDACTED]  
15 [REDACTED]  
16 [REDACTED]  
17 [REDACTED]  
18 [REDACTED]  
19 [REDACTED]  
20 [REDACTED]  
21 [REDACTED]  
22 [REDACTED]  
23 [REDACTED]  
24 [REDACTED]  
25 [REDACTED]

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1 recall the date?

2 A Uh-huh.

3 Q What is it? What was it?

4 A January 7th, I think.

5 Q Of?

6 A 2016.

7 Q And what was the official job title  
8 at the time you left?

9 A Vice president of nuclear finance  
10 administration.

11 Q And I want to get an idea of  
12 your -- the supervisory hierarchy at the  
13 time.

14 Who did you report to at the time  
15 you left?

16 A The CFO, Jimmy Addison.

17 Q And he would have been your direct  
18 boss?

19 A Yeah. I had reported to Jimmy from  
20 the time that I started on the project.  
21 Prior to that I was in corporate compliance.  
22 I reported to the CEO who had since retired.

23 Q And who was that?

24 A Bill Timmerman.

25 Q And, again, just trying to get a

1 hierarchy, if you're the vice president, you  
2 report to the CFO, Jimmy Addison. Who  
3 reported to you, underneath you, if anybody?  
4 A When I was --  
5 Q At the time you left.  
6 A I had three managers reporting --  
7 well, I had four -- five. I had Shirley  
8 Johnson, Kevin Kochems. That's -- Kochems is  
9 K-O-C-H-E-M-S.  
10 And then I had Sheri Wicker. And  
11 Sheri has an I instead of a Y at the end.  
12 And then I had Billie Kaye --  
13 that's K-A-Y-E -- Morris, and she had Unit 1.  
14 And then I had Shannon Perry, and  
15 she had responsibility for transmission.  
16 That was the construction for the  
17 transmission line that was going to take the  
18 electricity from Units 2 and 3 and move it  
19 down toward the beach.  
20 And I take that back. They had --  
21 right before -- right before the -- I think  
22 it was at the beginning of 2015, I think they  
23 went ahead and made her a part of the  
24 transmission organization.  
25 Q Okay. And let me ask you, when you

1 came to leave SCANA, did you resign from  
2 SCANA, or were you terminated?  
3 A I resigned.

[REDACTED]

[REDACTED]

[REDACTED]

16 Q Okay. There's a lot that you just  
17 covered that we're going to go through, go  
18 through in some detail.

19 But I do want to ask, at -- when  
20 was the first time that you went to go see an  
21 attorney?

22 A Probably in January.

23 Q Of which year?

24 A '16.

25 Q Okay. And when you say that you

Deposition of Carlette L Walker

13 (49 - 52)

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1 resigned from SCE&G, you were not terminated;  
2 is that correct?  
3 A That's right.  
4 Q What reason did you give SCE&G for  
5 your decision to resign?  
6 A Because I wasn't going to lie.  
7 Q And who do you feel was pressuring  
8 you to lie?  
9 A Kevin Marsh, Steve Byrne, Jimmy  
10 Addison.

[REDACTED]

[REDACTED]

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[REDACTED]

[REDACTED]

1 [REDACTED]  
 2 [REDACTED]  
 3 [REDACTED]  
 4 [REDACTED]  
 5 [REDACTED]  
 6 [REDACTED]  
 7 [REDACTED]  
 8 [REDACTED]  
 9 [REDACTED]  
 10 [REDACTED]  
 11 [REDACTED]  
 12 [REDACTED]  
 13 [REDACTED]  
 14 [REDACTED]  
 15 [REDACTED]  
 16 [REDACTED]  
 17 [REDACTED]  
 18 Q Okay. Going back to the 2015  
 19 testimony, you said you-all had prepared  
 20 numbers internally of what you thought the  
 21 cost for Westinghouse would be?  
 22 A Uh-huh.  
 23 Q How would I -- if I wanted to go  
 24 back and find those numbers from SCE&G, how  
 25 would I track those down?

1 A I don't know how you'd find those.  
 2 Ask Jimmy Addison. He should have a file of  
 3 it. I gave it to him.  
 4 Q And what -- how would that file be  
 5 titled? Would it have been e-mailed to him?  
 6 Would it have been handed to him?  
 7 A I handed it to him. Just ask him.  
 8 Say Jackass, where's the file Carlette gave  
 9 you that was supposed to be used in the  
 10 testimony in 2015? He said he totally  
 11 understood it.  
 12 Q Okay.  
 13 A His was red. Mine was yellow.  
 14 Q Okay. And the numbers that your  
 15 team prepared that you provided Jimmy Addison  
 16 were not the numbers that eventually made it  
 17 into the 2015 testimony?  
 18 A No.  
 19 Q And how were they different?  
 20 [REDACTED]  
 21 [REDACTED]  
 22 [REDACTED]  
 23 [REDACTED]  
 24 [REDACTED]  
 25 [REDACTED]

1 [REDACTED]  
 2 [REDACTED]  
 3 [REDACTED]  
 4 [REDACTED]  
 5 [REDACTED]  
 6 [REDACTED]  
 7 [REDACTED]  
 8 [REDACTED]  
 9 [REDACTED]  
 10 [REDACTED]  
 11 [REDACTED]  
 12 [REDACTED]  
 13 [REDACTED]  
 14 [REDACTED]  
 15 [REDACTED]  
 16 Q Okay. When you left SCANA, did you  
 17 take any materials of any of this work  
 18 product with you?  
 19 A Yeah.  
 20 Q And what materials did you take  
 21 with you when you left SCANA?  
 22 A I think one of them was that file.  
 23 Q And what would you call that file?  
 24 A It was the 2015 Jimmy file.  
 25 Q Besides the 2015 Jimmy file, any

1 other materials that you remember taking?  
 2 A No. I mean, that was the big --  
 3 that was the most important thing for me. I  
 4 mean, you can go in and read all of the SEC  
 5 filings and you can see where -- I mean, if  
 6 you go in and -- [REDACTED]  
 7 [REDACTED]  
 8 [REDACTED]  
 9 [REDACTED]  
 10 Q And for a layperson like me, what  
 11 does that mean?  
 12 A Their performance factor.  
 13 Q And what is the effect of their  
 14 performance factor?  
 15 A [REDACTED]  
 16 [REDACTED]  
 17 [REDACTED]  
 18 [REDACTED]  
 19 [REDACTED]  
 20 [REDACTED]  
 21 [REDACTED]  
 22 If you -- if it takes more than one  
 23 hour to do a yard of concrete, then you're  
 24 not doing it in time. So if it takes two  
 25 hours to do 1 yard of concrete, then you're

## Deposition of Carlette L Walker

15 (57 - 60)

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1 now at a performance factor of 2.

2 Q Okay.

3 [REDACTED]  
4 [REDACTED]  
5 [REDACTED]  
6 [REDACTED]  
7 [REDACTED]  
8 [REDACTED]  
9 [REDACTED]  
10 [REDACTED]  
11 [REDACTED]  
12 [REDACTED]

13 Q And those are the performance  
14 factors. You mentioned they'd be in the SEC  
15 files?

16 A Not in the SEC. They're going to  
17 be in project reports.

18 Q Are those called project reports,  
19 and who would be preparing those?

20 A You would want to look for the  
21 Westinghouse -- or the consortium monthly  
22 project reports.

23 Q Any other documents you can think  
24 to steer me towards to find that type of  
25 information in?

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1 A He didn't want to talk about it.

2 Q And why? What was your impression  
3 of why that would be?

4 A Because he didn't care. He was  
5 there just for the money.

6 Q Was this VP of construction at  
7 SCANA or at Westinghouse or CB&I?

8 A This was SCANA. He retired from  
9 Duke or kind of got pushed out by Duke  
10 whenever they got bought up by I think  
11 Progress. And so he came down here. His  
12 family was still in Charlotte. He got a job  
13 offer to come down here for construction, and  
14 so he came down here for that.

15 And he was here for a stint, and  
16 then went home to Charlotte after he lost his  
17 job. I'll remember his name.

18 Q At some point probably the name  
19 will pop into your head, and just bring it to  
20 me and we'll --

21 A He was a nice guy. I mean, he just  
22 didn't care. Jones, I think. Ron Jones.

23 Q All right. And in --

24 A Dan, his name was Ron Jones.

25 Q Okay.

1 A I think you're just going to have  
2 to look for the monthly project meeting and  
3 then try to get those -- and they're  
4 PowerPoint slides. And if you could get your  
5 hands on those, there's maybe 100 or 75  
6 slides in there and they're metrics.

7 They later changed to less focused  
8 on metrics, but for the first four or five  
9 years that I was on the project, they were  
10 metrics-based. And there's a couple in there  
11 that are on their PF factor.

12 And every time I raised questions  
13 about the PF factor and wanted to get to know  
14 what they were doing to change the PF factor,  
15 I was shut down by the VP of construction and  
16 told to take that discussion offline because  
17 it really wasn't appropriate to ask questions  
18 about that in this meeting.

19 Q And who was the VP of construction?

20 A He made a big impression on me. I  
21 can't even remember his name. He was that  
22 good.

23 Q And when you say -- when you used  
24 the terminology take it offline, what does  
25 that mean?

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1 A He was VP of construction, and he

2 would be an SCE&G employee. Because he was  
3 actually in the nuclear organization, so he  
4 reported to Jeff Archie.

5 Jeff would be another interesting  
6 person for you to talk to.

7 Q And why do you believe that?

8 A Just be an interesting one to  
9 get -- or to interview him.

10 Q I want to look at a couple of  
11 documents now, so give us a --

12 Let me ask you this. What is your  
13 understanding of what the South Carolina  
14 Public Service Commission is?

15 A Say that again.

16 Q The South Carolina Public Service  
17 Commission, what is it that they do?

18 A Well, they're supposed to look out  
19 for the rate payors while they also balance  
20 the long-term sustainability of the utility  
21 in establishing rates.

22 Q And so would it be fair to say that  
23 the Public -- the relationship between the  
24 PSC and SCANA is that PSC would be setting  
25 the rates that SCANA could charge to its



1 customers?

2 A Yes.

3 Q And as part of your employment at  
4 SCANA, did you ever provide testimony before  
5 the South Carolina Public Service Commission?

6 A I did.

7 Q And why would it be you giving that  
8 testimony as opposed to somebody else at  
9 SCANA?

10 A Well, I had given testimony when I  
11 was at Pipeline on quite a few occasions, and  
12 they seemed to be happy with my ability to  
13 give testimony before the commissioners. And  
14 I had done it for the two electric rate cases  
15 in the early 2000s, I think it was, and the  
16 commissioner seemed to respond to me. And so  
17 it seemed natural, I guess, for them to do  
18 the same when I got to the nuclear project.

19 Q And when did you last give  
20 testimony to the PSC?

21 A It would be that 2015.

22 Q And what was the purpose of your  
23 testimony in 2015 to the PSC?

24 A It was to get a revised budget and  
25 the revised schedule approved.

1 Q And was it the -- the intention of  
2 it was for the PSC to rely on the information  
3 in determining to do what?

4 A To approve the revised budget and  
5 schedule.

6 Q And the two main topics that you  
7 were going to testify to were forecasting of  
8 construction and accounting and budgeting?

9 A Right.

10 Q All right. Who all was prepared --  
11 I'm going to get -- we've touched on it a  
12 little bit, but I want to get into how the  
13 testimony in 2015 for the PSC was prepared.  
14 Can you give us a list of everybody at SCANA  
15 that would have been involved in preparing  
16 your testimony?

17 A Kevin Kochems.

18 Q Uh-huh.

19 A And Mitch Willoughby was the  
20 outside regulatory counsel.

21 Q Do you know which firm he works  
22 for?

23 A His firm, Willoughby -- I think  
24 he's in his own practice.

25 Q Okay.

1 A Belton Ziegler would have probably  
2 had the last say on it, but I think Mitch  
3 Willoughby wrote my testimony. [REDACTED]

4 [REDACTED]  
5 [REDACTED]  
6 [REDACTED]  
7 [REDACTED]  
8 [REDACTED]  
9 [REDACTED]  
10 [REDACTED]  
11 [REDACTED]  
12 [REDACTED]  
13 [REDACTED]  
14 [REDACTED]  
15 [REDACTED]  
16 [REDACTED]  
17 [REDACTED]  
18 [REDACTED]  
19 [REDACTED]  
20 [REDACTED]  
21 [REDACTED]

22 MR. BALSER: Object to the  
23 form of the question to the extent that it  
24 calls for the witness to reveal SCANA  
25 attorney-client privileged communications. I

1 instruct the witness that the privilege  
2 belongs to SCANA and that you may not waive  
3 any attorney-client privilege that involves  
4 the company.

5 MR. MOORE: She is here under  
6 subpoena, so, gentlemen, you tell me what to  
7 do.

8 MR. BALSER: You're not  
9 seeking any attorney-client privilege  
10 testimony, are you?

11 MR. HALTIWANGER: I don't  
12 believe that she has had a conversation with  
13 Mitch Willoughby -- is that correct? -- about  
14 this.

15 THE WITNESS: No.

16 MR. BALSER: As I understand  
17 the question, you asked for the substance of  
18 the discussion between SCANA's outside  
19 counsel and SCANA employees, and that is  
20 privileged information. She cannot reveal it  
21 no matter where she worked.

22 MR. HALTIWANGER: All right.  
23 I'll tell you what, I'm going to see if we  
24 can't work around this. I'll respect that  
25 objection.

## Deposition of Carlette L Walker

17 (65 - 68)

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1 MR. MOORE: Or I suggest that  
2 we skip the question, certify it for  
3 consideration by the Court, and allow you to  
4 take it up with the Court at a later date  
5 should you choose to do so.  
6 MR. HALTIWANGER: We can agree  
7 with that.  
8 MR. MOORE: Great.  
9 Q Let me ask you, was there a name  
10 for the team that was prepared -- or that  
11 participated in preparing your testimony for  
12 2015?  
13 A Uh-uh.  
14 Q If I wanted to do sort of a word  
15 search to find any documents related to your  
16 2015 testimony preparation, how would I go  
17 about finding that?  
18 A I wouldn't know.  
19 Q Were there drafts of written  
20 materials that were prepared going into the  
21 2015 testimony?  
22 A I'm sure there were drafts.  
23 Q Who would have been involved in  
24 drafting that material?  
25 A Mitch and Kevin.

1 Q Do you know who Mitch would have  
2 been getting the information from?  
3 A Kevin.  
4 Q Do you know who Kevin would be  
5 getting his information from to supply to  
6 Mitch?  
7 A Kevin would have been preparing it.  
8 He would be getting some of the information  
9 from the documents that were prepared by the  
10 team that pulled together the estimates.  
11 Q Who would have been in charge of  
12 putting the estimates together?  
13 A That ultimately was given to Ken  
14 Browne.  
15 Q And so Ken Browne, he was a SCANA  
16 employee, a SCANA Services employee?  
17 A He was an SCE&G employee. He was  
18 employed within the nuclear organization.  
19 Q And what information would he have  
20 been gathering in order to help prepare your  
21 testimony?  
22 A He didn't -- I don't mean that --  
23 he would have been involved in the  
24 preparation of our team's development of the  
25 budget based on where the project was in the

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1 winter of 2015.  
2 Q Okay.  
3 A And that was the basis for my  
4 arguing with senior executives about what we  
5 should put in the testimony as our estimate  
6 to complete the project. It would have been  
7 his work --  
8 Q Ken Browne's work?  
9 A Right. And Ken Browne, that last  
10 name has an E on the end.  
11 Q Were there any external accountants  
12 involved in preparing your 2015 testimony?  
13 A No.  
14 Q Anybody from Pricewaterhouse Cooper  
15 involved?  
16 A No.  
17 Q From an internal accounting  
18 standpoint, besides Ken Browne, who else  
19 would have been involved in preparing that  
20 testimony or the materials that would  
21 underlie the testimony?  
22 A Just Ken and Kevin. Shirley might  
23 have -- Shirley might have been involved,  
24 too, with some things. Shirley Johnson.  
25 Q During this process, did you ever

1 see any rough drafts of the testimony prior  
2 to signing off on it to give to the PSC?  
3 A They may have e-mailed them to me,  
4 but I didn't look at them. My husband was in  
5 total kidney failure.  
6 Q So this all was occurring while you  
7 were occupied with your husband's health  
8 situation?  
9 A Absolutely. He was in the hospital  
10 for ten days.  
11 Q And in addition to estimates about  
12 cost of completion, there was also a  
13 component dealing with the -- I guess the  
14 timeline for when the project would be  
15 completed?  
16 A Right.  
17 Q And in 2015, do you recall what the  
18 approximate date was that was given for when  
19 the project would have been completed?  
20 A I can't remember.  
21 Q Do you recall whether you agreed  
22 with those dates whenever they were given in  
23 your testimony?  
24 A I can't remember.  
25 (Exhibit No. 2 was marked for

1 identification.)  
2 Q Ms. Walker, I've handed you what's  
3 been marked as Exhibit 2. And I'll give you  
4 a chance to review it, and then I'm going to  
5 ask you if you recognize what this document  
6 is.  
7 A Uh-huh.  
8 Q You do --  
9 A I do.  
10 Q Okay. And can you tell us what  
11 this is?  
12 A Yeah, this is just the cash flow  
13 reformatted for the new updated expenditures.  
14 Q And this would have been an exhibit  
15 to your 2015 testimony?  
16 A That's correct.  
17 Q And who would have been involved,  
18 and we may have covered this, but who would  
19 have been involved in preparing the numbers  
20 to put into this material?  
21 A Kevin Kochems.  
22 Q And --  
23 A And there was another --  
24 Q Do you recall?  
25 A Rachel Robinson, I know she's

1 involved in doing the final step on this.  
2 Q And who does she work for?  
3 A Ultimately Kenny Jackson. He was  
4 on senior staff.  
5 Q Of SCANA?  
6 A Uh-huh.  
7 Q And --  
8 A I'm trying to remember the guy that  
9 trained her.  
10 Q Okay. In looking at Exhibit  
11 Number 2, the restated and updated  
12 construction expenditures, for a layperson,  
13 can you explain what this material is we're  
14 looking at? What was the purpose of this  
15 exhibit?  
16 A Well, the first column that has  
17 numbers in it, you can see what the  
18 transmission costs are?  
19 Q Yes.  
20 A And they're just laying out by year  
21 the actuals, or through 2014. You see the  
22 last -- the last one is 47 million?  
23 Q Yes.  
24 A That's actual how much they spent  
25 in each one of those years. And then for

1 those years after that line, that's what they  
2 expect that they were going to spend through  
3 '16 or '18. They were expecting to spend  
4 64 million or 84 million, whatever those  
5 numbers are to be able to complete the  
6 transmission line.  
7 Q And the -- explain for us what the  
8 total revised project cash flow number  
9 represents.  
10 A That is the total -- well, I mean,  
11 that's just the total of the escalation and  
12 the base project costs added together.  
13 Q And so that is the -- is that the  
14 dollar amount that SCANA is telling the PSC  
15 that this is what it's going to cost to  
16 complete the project?  
17 A Yes.  
18 Q And what was that number in  
19 Exhibit 1?  
20 A What? Say that again.  
21 Q What was the number in Exhibit 1  
22 that SCANA gave to the PSC as the number that  
23 it believed was the amount necessary to  
24 complete the project?  
25 A 6,547,124.

1 [REDACTED]  
2 [REDACTED]  
3 [REDACTED]  
4 [REDACTED]  
5 [REDACTED]  
6 [REDACTED]  
7 [REDACTED]  
8 [REDACTED]  
9 [REDACTED]  
10 [REDACTED]  
11 [REDACTED]  
12 [REDACTED]  
13 [REDACTED]  
14 [REDACTED]  
15 [REDACTED]  
16 [REDACTED]  
17 [REDACTED]  
18 [REDACTED]  
19 [REDACTED]  
20 [REDACTED]  
21 [REDACTED]  
22 [REDACTED]  
23 [REDACTED]  
24 Q And you had shared that belief with  
25 who at SCE&G or SCANA?

## Deposition of Carlette L Walker

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19 (73 - 76)

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1 A The CEO, the CFO, Steve Byrne,  
2 Marty Phalen. So I gave -- I had shared my  
3 feelings with five of the senior executives.

4 Q And if I wanted to go back and see  
5 if I could put together any communication  
6 with that information in it to those  
7 individuals, what documents or --

8 A There wouldn't be anything you  
9 could find.

10 Q And why is that?

11 A Because no matter what I said or  
12 did, they would not put it on the agenda.

13 Q So if I wanted to find any  
14 documentation about your concerns you had  
15 raised to those five individuals, where would  
16 I go to find it?

17 A I don't think you will.

18 [REDACTED]  
19 [REDACTED]  
20 [REDACTED]  
21 [REDACTED]  
22 [REDACTED]  
23 [REDACTED]

24 Q And elaborate what that means based  
25 on your understanding of the project as

Page 75

1 [REDACTED]  
2 [REDACTED]  
3 [REDACTED]  
4 [REDACTED]  
5 [REDACTED]  
6 [REDACTED]

7 Q So when you say what happens at  
8 nuclear stays at nuclear, is that a phrase  
9 you had heard while employed at SCANA?

10 A Oh, my gosh, yes. And I saw it in  
11 living color when I was at nuclear.

12 Q Uh-huh.

13 A That's where I invite you to  
14 interview Jeff Archie.

15 Q And what was his position?

16 A He's the chief nuclear officer. I  
17 don't think he could find his way out of a  
18 paper bag.

19 Q All right. So we've looked at  
20 Exhibit Number 2, which has the -- what I  
21 would consider to be the cost of completion  
22 number given to the PSC in 2015, and that was  
23 the -- and I believe this is in billions. So  
24 that would have been 6.5 million, roughly?

25 A Uh-huh.

1 it's --

2 A Exactly what I just said. I don't  
3 know what it means other than exactly what I  
4 just said. That's what he decided to do.  
5 That's what I heard somebody say.

6 Q And so the number --

7 [REDACTED]  
8 [REDACTED]  
9 [REDACTED]  
10 [REDACTED]  
11 [REDACTED]  
12 [REDACTED]  
13 [REDACTED]  
14 [REDACTED]  
15 [REDACTED]  
16 [REDACTED]  
17 [REDACTED]  
18 [REDACTED]  
19 [REDACTED]  
20 [REDACTED]  
21 [REDACTED]  
22 [REDACTED]  
23 [REDACTED]  
24 [REDACTED]  
25 [REDACTED]

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1 Q And I believe we touched on it.  
2 There's also a time frame under which the  
3 project was supposed to be completed as part  
4 of the testimony in 2015; is that correct?

5 A Uh-huh.

6 Q And do you believe that that time  
7 frame was also accurate, or do you believe  
8 that there was an issue with the time frame  
9 that was given to the PSC?

10 A I'm not an engineering expert  
11 witness, so I would have relied on, you know,  
12 some of the engineers looking at the  
13 schedule. So it would have been included  
14 probably in my testimony, but I would not be  
15 an expert, you know, on schedules.

16 Q Then why would that have been  
17 included in your testimony as opposed to  
18 somebody else for the PSC?

19 A I don't know.

20 Q Who would have made that decision?

21 A Belton Ziegler and Mitch. You  
22 would expect that that would have been in  
23 Steve's testimony.

24 Q All right. Now, we've talked about  
25 testimony, and I just don't know this. When

1 we talk about the testimony that was given to  
2 the PSC, did you actually have to go in and  
3 give live testimony to the PSC, or was this  
4 submitted as written materials, or both?

5 A Both. They put us on a panel. I  
6 think they had myself, Ron Jones, and  
7 somebody else. There were three of us, I  
8 think, on the panel.

9 [REDACTED]  
10 [REDACTED]  
11 [REDACTED]  
12 [REDACTED]  
13 [REDACTED]  
14 [REDACTED]  
15 [REDACTED]  
16 [REDACTED]  
17 [REDACTED]  
18 [REDACTED]  
19 [REDACTED]  
20 [REDACTED]  
21 [REDACTED]  
22 [REDACTED]  
23 [REDACTED]  
24 [REDACTED]  
25 [REDACTED]

9 [REDACTED]  
10 [REDACTED]  
11 [REDACTED]  
12 [REDACTED]  
13 [REDACTED]  
14 [REDACTED]  
15 [REDACTED]  
16 [REDACTED]  
17 [REDACTED]  
18 [REDACTED]  
19 [REDACTED]  
20 [REDACTED]  
21 [REDACTED]  
22 [REDACTED]  
23 [REDACTED]  
24 [REDACTED]  
25 [REDACTED]

12 Q And did you feel pressure to put  
13 that number in there?

14 A I didn't put the number there.

15 Remember, I wasn't at work.

16 Q Okay. Did you feel any pressure  
17 not to raise concerns about that number once  
18 you became aware of it?

19 A Say that again.

20 Q Did you feel any pressure about not  
21 raising your concern about that number,  
22 whatever --

23 A Once it was filed?

24 Q Once it was filed.

25 A Yeah, I felt pressure not to raise

1 a concern.

2 Q And how would you have come to feel  
3 that pressure? In conversations or e-mails  
4 or anything like that from anybody?

5 A No. I mean, I -- I mean, we all --

6 [REDACTED]  
7 [REDACTED]  
8 [REDACTED]  
9 [REDACTED]  
10 [REDACTED]  
11 [REDACTED]  
12 [REDACTED]  
13 [REDACTED]  
14 [REDACTED]  
15 [REDACTED]  
16 [REDACTED]  
17 [REDACTED]  
18 [REDACTED]  
19 [REDACTED]  
20 [REDACTED]  
21 [REDACTED]  
22 [REDACTED]  
23 [REDACTED]  
24 [REDACTED]  
25 [REDACTED]

11 Q And I guess what I'm looking for,  
12 in coming to that -- or coming to your  
13 conclusion about what that number would be,  
14 had you done any written work or any written  
15 materials that we could look for to support  
16 the number you were thinking as opposed to  
17 the number that Westinghouse was given?

18 A Yeah. [REDACTED]

19 [REDACTED]  
20 [REDACTED]  
21 [REDACTED] It's got all the  
22 calculations and all the supporting  
23 documents. It all ties together.

24 [REDACTED]  
25 [REDACTED]

9 [REDACTED]  
10 [REDACTED]  
11 [REDACTED]  
12 [REDACTED]  
13 [REDACTED]  
14 [REDACTED]  
15 [REDACTED]  
16 [REDACTED]  
17 [REDACTED]  
18 [REDACTED]  
19 [REDACTED]  
20 [REDACTED]  
21 [REDACTED]  
22 [REDACTED]  
23 [REDACTED]  
24 [REDACTED]  
25 [REDACTED]

11 Q And the number that was being  
12 included to the PSC was closer to 6 1/2  
13 million?

14 A Million, uh-huh.

15 Q 600 million, I should say.

16 A Right.

17 Q And when would you have supplied  
18 that information to Jimmy Addison?

19 A It was somewhere between January  
20 and April of '15. It was toward -- more  
21 toward April because it was my last-ditch  
22 effort and it was my chance to say you can't  
23 say I didn't tell you because I put it in  
24 writing, in a file. And I had an exact  
25 duplicate so that I knew that I could say,

1 Don't tell me you didn't see it and I didn't  
2 tell you because I left you a written copy  
3 because I've got a duplicate right here  
4 (indicating).  
5 Q And do you still have a copy of  
6 that duplicate today?  
7 A Yeah.  
8 Q And if I wanted to ask you for a  
9 copy of that material, you would refer to it  
10 as the Jimmy Addison file? If I wanted to  
11 ask your lawyer for a copy of it, is that how  
12 he would know to refer to it?  
13 MR. MOORE: As far as I know,  
14 you can refer to it basically any way we -- I  
15 mean, that would be pretty rational, I think.  
16 MR. HALTIWANGER: Okay.  
17 MR. MOORE: I'm not supposed  
18 to speak, but I think -- if they want me to,  
19 I will.  
20 A I can tell you, I can't look at the  
21 file, so if you want some of it --  
22 Q And why is that?  
23 A It drives too much emotion.


■ [REDACTED]

■ [REDACTED]

[illegible]

9 Q And I guess we've all heard about  
10 this in the press lately due to some of the  
11 news, but nondisclosure agreement, are you  
12 familiar with that term?

13 A Uh-huh.



Row	Label	Bar Length (approx. % of row width)
13	A Uh-huh.	95
		85
		35
		90
		95
		95
		30
		85
		80
		65
		75
		95
		70

[illegible][illegible]

21 MR. HALTIWANGER: Okay, I  
22 will respect that, Mr. Moore.

23 MR. MOORE: I appreciate that  
24 very much.

25 Q I guess what I'm going to try to do

1 is I'm going to try to recreate what  
2 documents would be covered by that by going  
3 to SCE&G and asking them for those materials.  
4 And as best as you can, what should I be  
5 asking them for besides the Jimmy Addison  
6 file, the yellow folder, and that material  
7 that we've discussed? Is there anything else  
8 that we haven't discovered?

9 A I mean, there's not that much that  
10 I had at the house. I mean, I had created  
11 some timelines.

12 Q And what was the information in  
13 those timelines?

14 A Who did what and some documents  
15 that would have been good and people that you  
16 could have identified to use to depose if you  
17 wanted to go ahead and do a file with the  
18 SEC.

19 Q And this was all materials you  
20 would have prepared in what time frame?

21 A Probably January through March of  
22 2016.

23 Q And do those materials still exist  
24 today?

25 A I don't know. I mean, SCE&G's

1 attorney Ted Speth got them, so I don't know  
2 what he would have done with them.

3 Q What was the name of the attorney?

4 A Ted Speth. I think it's S-P-E-T-H.

5 Q So these are timelines and  
6 identities of individuals that you believe  
7 had information relevant to the 2015  
8 testimony in front of the PSC?

9 A No. This was related to the whole  
10 project.

11 Q The whole project. Okay. Besides  
12 the 2015 testimony, what else about the  
13 project was covered in that material?

14 A I had identified something that had  
15 happened early on in the project before I was  
16 actually at the project that had to do with  
17 owner's costs.

[illegible][illegible][illegible]

13 And so we ended up  
14 raising them, I think, about -- I think that  
15 we ended up doubling them in that first rate  
case that I had to testify.

16 Q And what was the date of that  
17 testimony? Roughly, what year?

18 A It must have been -- I think it was  
19 2012.

20 Q And, again, I'm not an accountant  
21 or an engineer or anything, so I'm just going  
22 to try to explain to you what I just  
23 understood you to say.

24 Owner's cost is -- or SCE&G was in  
25 the position of trying to decide between

## Deposition of Carlette L Walker

23 (89 - 92)

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1 building different types of baseload  
2 generation plants?  
3 A Uh-huh.  
4 Q One of the options would be  
5 nuclear. There would be other options, such  
6 as gas or coal.  
7 And in coming to make that  
8 determination about which plant to build,  
9 they would come up with what would be the  
10 owner's costs for constructing the different  
11 types of plants?  
12 A Uh-huh.  
13 Q And, again, we're writing it down,  
14 so if you're nodding your head, can you say  
15 yes or no?  
16 A Yes. Yes.

17 [REDACTED]  
18 [REDACTED]  
19 [REDACTED]  
20 [REDACTED]  
21 [REDACTED]  
22 [REDACTED]  
23 [REDACTED]  
24 [REDACTED]  
25 [REDACTED]  
26 [REDACTED]  
27 [REDACTED]  
28 [REDACTED]  
29 [REDACTED]  
30 [REDACTED]

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1 Q And what was Ron Clary's position  
2 at the time? Do you know?  
3 A He got promoted to the vice  
4 president of construction at the same time  
5 that Bill Timmerman sent me up there to the  
6 project as vice president of nuclear finance  
7 administration.  
8 Q And eventually the owner's cost was  
9 adjusted?  
10 A Right.

11 [REDACTED]  
12 [REDACTED]  
13 [REDACTED]  
14 [REDACTED]  
15 [REDACTED]  
16 [REDACTED]  
17 [REDACTED]  
18 [REDACTED]  
19 [REDACTED]  
20 [REDACTED]  
21 [REDACTED]  
22 [REDACTED]  
23 [REDACTED]  
24 [REDACTED]  
25 [REDACTED]  
26 [REDACTED]  
27 [REDACTED]  
28 [REDACTED]  
29 [REDACTED]  
30 [REDACTED]

1 [REDACTED]  
2 [REDACTED]  
3 [REDACTED]  
4 [REDACTED]  
5 [REDACTED]

6 Q So this would have been --  
7 A This was in like 2005, 2007 time  
8 frame.  
9 Q And so, again, I don't want to put  
10 words in your mouth, so I just want to get  
11 your understanding.

12 [REDACTED]  
13 [REDACTED]  
14 [REDACTED]  
15 [REDACTED]  
16 [REDACTED]  
17 [REDACTED]  
18 [REDACTED]  
19 [REDACTED]  
20 [REDACTED]  
21 [REDACTED]  
22 [REDACTED]  
23 [REDACTED]  
24 [REDACTED]  
25 [REDACTED]  
26 [REDACTED]  
27 [REDACTED]  
28 [REDACTED]  
29 [REDACTED]  
30 [REDACTED]

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1 [REDACTED]  
2 [REDACTED]  
3 [REDACTED]  
4 [REDACTED]  
5 Q And, again, one of the things I'm  
6 going to try to do is go back and find these  
7 materials as written. What document names or  
8 titles would I be looking for that would go  
9 into this owner's cost revision analysis?

10 A I would just look for the 2012 rate  
11 case documentation or owner's cost, 2012  
12 owner's costs.

13 Q And -- and this was occurring  
14 around the -- was this part of your 2012  
15 testimony when you went in front of the PSC?

16 A Uh-huh. I think it was 2012.

17 Q Okay. And would it have been your  
18 responsibility -- would you have been the one  
19 that would have been revising the owner's  
20 cost numbers, or was that somebody else on  
21 the team? Or who would have been --

22 A We would have been doing that.  
23 That was my responsibility.

24 [REDACTED]  
25 [REDACTED]



[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[illegible]

■	[REDACTED]
■	[REDACTED]
■	[REDACTED]
■	[REDACTED]
■	[REDACTED]
■	[REDACTED]

7 Q Besides this issue with owner's  
8 costs, any other -- I think you used the term  
9 war stories. Any other topic like that that  
10 you experienced on the project?

11 A I mean, every day was a war with  
12 those vendors.

13 Q Explain what you mean by that.

14 A Well, I mean, I had one of the  
15 Westinghouse executives or project  
16 managers -- I can't remember his name. He  
17 died when he was the Westinghouse executive  
18 for the project -- turn around and, I mean,  
19 jumped down my throat like crazy when we were  
20 arguing about whether or not something should  
21 be credited back to us.

22 And then he sent me an e-mail -- it  
23 was hilarious -- saying what a great meeting  
24 we had and how professional it was.

25 And it was like, This is just a

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1 joke. It's like you climbed down my throat  
2 and all but threatened my life.

3 And we all agreed that it was the  
4 least professional meeting I'd ever been in,  
5 and he sends an e-mail and makes a comment  
6 about how professional it was, and it was  
7 anything but professional.

8 And all of the meetings ended up  
9 being very confrontational because they  
10 didn't want to pay -- or they wanted a bill  
11 and we didn't want to pay.

12 And so their attorneys were  
13 becoming more obnoxious. I mean, they had, I  
14 mean, roughhouse attorneys at every meeting.

15 Q And these would be attorneys for  
16 the vendors that were charging on a  
17 cost-plus --

18      A Right.

19 Q -- program with SCANA?

20 A Westinghouse and CB&I.

21 Q Okay.

22 A And they were bringing in people  
23 out of construction into the meetings so that  
24 they could have just sheer volume in the  
25 room. I mean, I have junior auditors and

1 junior accountants and I had to have -- set  
2 up a policy, nobody has a meeting unless  
3 myself or the manager named Skip Smith was in  
4 the meeting because they were too rough on my  
5 accountants.

6 Q And what would have been the  
7 outcome of them being so rough with your  
8 accountants? What was the goal that you  
9 believe they were trying to accomplish?

10 A Intimidate them.

11 Q Intimidate them into doing what?

12 A Not bringing up issues.

13 Q And those issues would have been  
14 billing issues with --

15 A Exactly.

16 Q In other words, the vendors would  
17 be billing information that your audit team  
18 would have questions about --

19 A Right.

20 Q -- or feel that they should  
21 challenge?

22      A    Right.

23 O And --

24 A Rather than challenge them, they  
25 wouldn't have brought them up because they

1 know that the meetings would be -- they'd be  
2 a slaughterhouse.

3 Q And who was supposed to be  
4 representing SCANA in these meetings?

5 A Myself and another manager and then  
6 the person that actually did the work. I  
7 mean, we normally got to the point where we  
8 would have at least three people that were  
9 out of management in our meetings.

10 Q And, again, one of the things --  
11 like I've said from the beginning, I'm trying  
12 to find documentation of things. What type  
13 of materials or documents would I look for  
14 that would be able to lay out some of these  
15 confrontations and some of these  
16 disagreements?

17 A I mean, you're not going to be able  
18 to see the confrontation in the -- all of  
19 it's going to be in the invoice -- what was  
20 the name of the document that we had talked  
21 about earlier? The invoice issues log? It's  
22 all -- yeah, it all boils down to that.

23 Q Okay.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

## Deposition of Carlette L Walker

27 (105 - 108)

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[REDACTED]

18 MR. HALTIWANGER: We've been  
19 going about another hour. Let's take a short  
20 break.

21 (A recess was taken.)

22 (Exhibit No. 3 was marked for  
23 identification.)

24 Q All right. Ms. Walker, I'm going  
25 to hand you Exhibit Number 3. And before we

1 go through it, I just want to let you know,  
2 when we -- when this law firm, our law firm,  
3 first got involved in this project or this  
4 matter, we sent a Freedom of Information  
5 request to Santee Cooper and asked for a lot  
6 of different materials from them that they  
7 might have in their files. And one of the  
8 materials we got in response to our request  
9 was a phone message left on a Santee Cooper  
10 voice mail. In a second, I'm going to play  
11 that voice mail for you because I believe it  
12 was you that left the voice mail.

13 A I've heard it.

14 Q What's that?

15 A I've heard it. You don't have to  
16 play it.

17 Q Well, I need it just for the court  
18 reporter to make a copy of it, for you to  
19 verify what I've done in Exhibit 3 is typed  
20 up, the message itself. And I want to make  
21 sure that you get an opportunity to read  
22 along with it and make any corrections.

23 For instance, I believe right in  
24 the first sentence, I believe there's an  
25 error in that and I say Mary and I believe

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1 it's Marion. Is that correct?

2 A Yes.

3 Q So what I'm going to do now, and if  
4 at any point you need me to stop it to get  
5 caught up, but I'm going to play a voice  
6 mail.

7 MR. HALTIWANGER: And, David,  
8 I'm going to get that marked as Exhibit 4  
9 just to have a hard copy of it, if that works  
10 for you.

11 MR. BALSER: You're going to  
12 mark what as 4?

13 MR. HALTIWANGER: The little  
14 disk that has the voice mail on it.

15 MR. BALSER: Okay.

16 MR. HALTIWANGER: And that way  
17 we can get an audio if we need it.

18 Q And really what I want to do is,  
19 from a housekeeping standpoint, I'm going to  
20 play the message, have you listen to it, read  
21 along with it, and let me know if any changes  
22 need to be made, verify it's you on the  
23 message. And then we'll go from there.  
24 Okay?

25 MR. RICHARDSON: It may be

1 better to stop it -- if you see an  
2 inaccuracy, stop it and make the change  
3 instead of trying to go back.

4 A Okay. Well, we know that Mary  
5 should be Marion.

6 Q That's M-A-R-I-O-N?

7 A I-O-N. That's Marion Cherry of  
8 Santee Cooper.

9 Q Okay. Here we go.

10 (Audio recording played.)

11 Q Ms. Walker, were you able to follow  
12 along --

13 A Uh-huh.

14 Q -- in Exhibit 3 with the message as  
15 it played?

16 A Uh-huh. Yes.

17 Q Besides the change to the name Mary  
18 to Marion, any other changes that you believe  
19 need to be made in Exhibit 3 to accurately  
20 reflect the message you had left on the voice  
21 mail?

22 A No.

23 Q And that was your voice on the  
24 phone call?

25 A That's right.

1 Q And what was the approximate date  
2 of that call?

3      A    I have no idea.

4 Q Based on the information given in  
5 it, can you give us a time frame of when that  
6 call --

7     A   I would think that that would  
8   probably be in January.

9 Q Of what year?

10 A 2016.

11 Q Do you remember where you were  
12 physically when you made the call? Were you  
13 at your house or an office or --

14 A No. I was on my company's cell  
15 phone, so I'm thinking that I was probably  
16 driving or walking somewhere. I wasn't at  
17 home.

18 Q Was there any event that you recall  
19 in particular that triggered you to make that  
20 phone call to Marion?

21 A NO. I know that I felt especially  
22 protective of the rate payors, whether they  
23 were Santee Cooper or SCE&G's. And I knew at  
24 that point I could not do anything to protect  
25 SCE&G's rate payors, but I knew that Marion,

1 especially Michael and Lonnie, they had been  
2 pushing back against SCE&G's management or  
3 SCANA a lot, and -- and I didn't know if they  
4 had actually signed that fixed-price  
5 agreement yet. And so my intention was to  
6 try to get them to not sign that fixed-price  
7 agreement if they had not signed it yet  
8 because my expectation was is that  
9 fixed-price contract wasn't in their best  
10 interests.

11 Q Whose interests would it have been  
12 in, in your opinion?

13 A SCANA's only.

14 Q And how would it be in SCANA's  
15 interest and not the rate payors?

16 A Because SCANA is the only person or  
17 only organization that had the Base Load  
18 Review Act as a means to have cost recovery.

[illegible]

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[illegible]

Page 112

[illegible]

## Deposition of Carlette L Walker

29 (113 - 116)

Page 113

Page 114

[REDACTED]

14 Q All right. I'm going to now dig  
15 into little details kind of line by line in  
16 the message, and that's why I had it printed  
17 out for you in Exhibit 3.

18 Let's start with the question, who  
19 is the Marion that you left the message for?

20 A Marion Cherry.

21 Q And what --

22 A He's the site representative for  
23 Santee Cooper. His background is  
24 engineering.

25 Q And what would be your

1 understanding of the job responsibilities he  
2 would have had with regard to the project?  
3 A Marion had endless job  
4 responsibility. Not an enviable position.  
5 He had to do pretty much everything. He was  
6 a one-man shop, and he had to do -- cover all  
7 the bases for protecting Santee Cooper, from  
8 engineering to billing.

9 Q And was he there for the time  
10 period you were there at SCANA?

11 A He was.

12 Q And why would you have been calling  
13 Marion as opposed to anybody else with this  
14 information?

15 A Marion and I had developed a  
16 business relationship that was very  
17 supportive of each other, and I knew -- I  
18 felt like Marion was deserving to know that  
19 Kevin Marsh and the other executives that he  
20 had met in front of and had spoken in front  
21 of was not the person that I had thought he  
22 was. And I thought that Marion should know  
23 that.

24 Q And so you had had a prior  
25 relationship with Marion as a result of your

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1 work on the project?

2 A Not prior to the project.

3 Q Not prior to the project but  
4 prior --

5 A Just on the project.

6 Q On the project. Okay.

7 Besides Marion, did you reach out  
8 to anybody else at Santee Cooper?

9 A No.

10 Q I'm just going to read through some  
11 of the statement and then ask you some  
12 questions about the material that was in the  
13 voice mail.

14 The message starts off: Hey,  
15 Marion. It's Carlette. Listen, I just  
16 wanted to give you a heads-up, and this is  
17 just between you and me and the fencepost.  
18 I'm fine. Whatever they're telling you--all  
19 is just bullshit.

20 What was it that you believe that  
21 they might be or were telling Santee Cooper  
22 about you?

23 A What I expected them to tell  
24 everybody was that I had a nervous breakdown  
25 and I wasn't able to take phone calls and --

1 because that's basically what I had been told  
2 was that don't call Carlette; she needs time  
3 away from work and, you know, no e-mails, no  
4 nothing.

5 And I thought they were telling  
6 everybody that I had just had a nervous  
7 breakdown. And what I understood was unlike  
8 anything I've ever heard of. There was some  
9 attorneys sent out, and they were out asking  
10 some questions about my -- about me.

11 Q Who would these attorneys have  
12 been? Were they --

13 A I think one of them was an HR  
14 attorney, and then the other one was the  
15 project attorney.

16 Q And these would have been SCANA  
17 attorneys?

18 A Uh-huh.

19 Q And do you believe you had had a  
20 nervous breakdown?

21 A I think -- I think -- I might have.  
22 If I didn't, I came within a hair of having  
23 one.

24 Q And what about it -- or what about  
25 the work on this project do you believe would

[illegible][illegible][illegible]

Deposition of Carlette L Walker

31 (121 - 124)

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Page 122

[REDACTED]

[REDACTED]

Page 123

Page 124

[REDACTED]

[REDACTED]



[REDACTED]

[REDACTED]

[REDACTED]

7 Q All right. Going back to the voice  
8 mail, the statement, I just want to let you  
9 know that I know the truth now, and I don't  
10 want you and Santee to get screwed any more  
11 by the executives of SCE&G and SCANA.

[REDACTED]

[REDACTED]

7 Q Had you had any discussions with  
8 anyone else at SCANA about this?  
9 A No.

[REDACTED]

21 Q All right.  
22 A And you got VPs out there, you got  
23 a chief nuclear officer, and you've got a  
24 chief operating officer, and whether Kevin  
25 likes it or not, he had a responsibility to

## Deposition of Carlette L Walker

33 (129 - 132)

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1 go out there. You can't turn your head to a  
2 responsibility.

3 I mean, I think somebody said that  
4 he had legislators out there two weeks before  
5 we closed the project, and he was boasting  
6 about how good it was going.

7 Q Do you know who those legislators  
8 would have been by chance?

9 A Uh-uh.

10 [REDACTED]  
11 [REDACTED]  
12 [REDACTED]  
13 [REDACTED]  
14 [REDACTED]  
15 [REDACTED]  
16 [REDACTED]  
17 [REDACTED]  
18 [REDACTED]  
19 [REDACTED]  
20 [REDACTED]  
21 [REDACTED]  
22 [REDACTED]  
23 [REDACTED]  
24 [REDACTED]  
25 [REDACTED]

1 [REDACTED]  
2 [REDACTED]  
3 [REDACTED]  
4 [REDACTED]  
5 [REDACTED]  
6 [REDACTED]  
7 [REDACTED]  
8 [REDACTED]  
9 [REDACTED]  
10 [REDACTED]  
11 [REDACTED]  
12 [REDACTED]

11 Q Who -- these complaints, would  
12 there have been like documentation of these  
13 complaints by Michael Crosby? Would they  
14 have come in e-mails or documents?

15 A It might. It wouldn't have come to  
16 me.

17 Q Who would it have gone to, do you  
18 think?

19 A I would think it would have gone to  
20 Jimmy or either Steve.

21 Q Steve?

22 A Byrne.

23 Q Byrne. Okay.

24 A And that's B-Y-R-N-E.

25 Q And that leads us right into the

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1 next question I have is that -- your  
2 inference that you didn't want Santee to get  
3 screwed anymore by, quote, the executives of  
4 SCE&G and SCANA, end quote.

5 Who are the executives of SCE&G and  
6 SCANA that you were talking about? If you  
7 can list them for me.

8 A That would be Kevin Marsh, Jimmy  
9 Addison, Steve Byrne, Marty Phalen, and Jeff  
10 Archie.

11 Q And --

12 A And you might as well add Kenny  
13 Jackson.

14 Q What was his role?

15 A He was over rates and regulation.

16 Q And -- going on in the message, you  
17 say that Kevin Marsh is not the guy that  
18 everybody thinks he is. He is a liar, and  
19 he's just like Steve and Jeff and Jimmy and  
20 Marty Phalen. They're all of the same cloth.  
21 They all think that they are the smartest  
22 guys in the room, but they're on the fricken'  
23 take.

24 [REDACTED]  
25 [REDACTED]

1 [REDACTED]  
2 [REDACTED]  
3 [REDACTED]  
4 [REDACTED]  
5 [REDACTED]  
6 [REDACTED]  
7 [REDACTED]  
8 [REDACTED]  
9 [REDACTED]  
10 [REDACTED]  
11 [REDACTED]  
12 [REDACTED]

13 Q Okay. But for the purposes of what  
14 I'm looking for, I'm looking for things that  
15 would have had an impact on the project out  
16 there as opposed to -- or as opposed to  
17 something not related to the Fairfield  
18 project.

19 [REDACTED]  
20 [REDACTED]  
21 [REDACTED]  
22 [REDACTED]  
23 [REDACTED]  
24 [REDACTED]  
25 [REDACTED]

9 Q All right. So I'm going to go look  
10 at the SEC filings.

11 [REDACTED]  
12 [REDACTED]  
13 [REDACTED]  
14 [REDACTED]  
15 [REDACTED]  
16 [REDACTED]  
17 [REDACTED]  
18 [REDACTED]  
19 [REDACTED]  
20 [REDACTED]  
21 [REDACTED]  
22 [REDACTED]  
23 [REDACTED]  
24 [REDACTED]  
25 [REDACTED]

1 A He was in charge of the project.  
2 Q Does he still work at SCANA?  
3 A No, he quit.  
4 Q Do you know --  
5 A Or retired. I don't know what the  
6 status was, but he left at the same time as  
7 Kevin Marsh.  
8 Q Have you ever heard any information  
9 about why he may have left?  
10 A Uh-uh.  
11 Q Can you say it out loud for the  
12 court reporter.  
13 A No. I'm sorry. I never heard  
14 anything.  
15 Q Who is the Jeff that you're  
16 referring to?  
17 A Jeff Archie.  
18 Q And what was his relationship to  
19 the project?  
20 A Pretty much nothing, but he had  
21 more responsibility for the project, I guess,  
22 than Steve. He was the chief nuclear  
23 officer.  
24 Q And do you know if he still works  
25 at the company?

1 [REDACTED]  
2 [REDACTED]  
3 [REDACTED]  
4 [REDACTED]  
5 [REDACTED]  
6 [REDACTED]  
7 [REDACTED]  
8 [REDACTED]  
9 [REDACTED]  
10 [REDACTED]  
11 [REDACTED]  
12 [REDACTED]  
13 [REDACTED]  
14 [REDACTED]  
15 [REDACTED]  
16 [REDACTED]  
17 [REDACTED]  
18 [REDACTED]

19 Q All right. In the voice message  
20 you reference Steve. And this is sort of  
21 housekeeping. What would have been Steve's  
22 name?

23 A That's Steve Byrne.

24 Q And what was his relationship to  
25 the project?

1 A Yeah. As I understand it, he's  
2 been told to stay at Unit 1, so he's at  
3 Unit 1.  
4 Q And that would be the Unit 1  
5 nuclear reactor in Fairfield?  
6 A Uh-huh. That's right.  
7 Q And who was the Jimmy that you're  
8 referring to?  
9 A That's Jimmy Addison, and he's now  
10 the current CEO.  
11 Q And you referenced --  
12 A And you ought to -- another good  
13 point would be to check the qualifications  
14 for the new CFO, Iris Griffin, and compare  
15 that to your -- get some federal statistics  
16 on qualifications for CFO. I think you'll  
17 find that to be pretty interesting.

18 [REDACTED]  
19 [REDACTED]  
20 [REDACTED]  
21 [REDACTED]  
22 [REDACTED]  
23 [REDACTED]  
24 Q And when would she have gotten that  
25 position?

1 A The same time Jimmy got CEO.

2 Q And who is the Marty you're  
3 referring to in the message?

4 A Marty Phalen.

[illegible]

24 Q Do you know what time frame that  
25 was?

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[illegible]

1 A That was 2017, in the fall of 2017.

2 Q In the message you used the phrase  
3 they're all from the same cloth. And I think  
4 I understand how you're using that phrase,  
5 but I want to give you the opportunity to  
6 explain. What did you mean by that?

<sup>7</sup> A Arrogant, pompous.

8 Q And you followed that up with the  
9 statement that, quote, they all think that  
10 they are the smartest guys in the room, end  
11 quote.

12       Elaborate what you mean by that  
13 description of them.

14     A   More arrogance and pompous. I  
15 mean, they all thought that they were like  
16 geniuses, and you couldn't tell them  
17 anything.

18 Q Does that have an impact on the  
19 project itself?

20 A Oh, yeah.

[REDACTED]  
 [REDACTED]  
 [REDACTED]  
 [REDACTED]  
 [REDACTED]

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[illegible]

14 Q Well, the next phrase, you talked  
15 about them all -- they're all on the fricken'  
16 take. My understanding of a person being on  
17 the take is that they're being improperly  
18 influenced.

19 Do you believe that these persons  
20 were being improperly influenced by  
21 something?

22 A By money and greed.

[REDACTED]  
 [REDACTED]  
 [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

## Deposition of Carlette L Walker

37 (145 - 148)

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[REDACTED]

[REDACTED]

20 Q Well, and I know this is somewhat  
21 out of your realm, but these -- obviously  
22 these plants have been abandoned, correct, is  
23 your understanding?

24 A Right.

25 Q We haven't lost any -- we're still

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1 getting our electricity?  
2 A Right.  
3 Q It seems to me, if these plants are  
4 supposed to go online, you know, either by  
5 now originally or even under the revised, why  
6 are we not in an electricity shortage?  
7 A Well, I mean, I don't know that  
8 we're not. I mean, we might be buying off of  
9 the grid. You know, I don't know.  
10 Q Okay.  
11 A I can't really answer that. And  
12 they may not have abandoned a plant that they  
13 were going to plan to abandon, a coal-burning  
14 plant. You know, that's just outside of my  
15 realm of knowledge.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

11 Q Let me move on to the side aspect  
12 of this.

13 The company -- as we just went  
14 through in detail, the company itself seems  
15 to make money whenever the company is growing  
16 based on the rate of -- that it could charge  
17 for the customers for the costs that are  
18 associated with the construction?

19 A Uh-huh.

[REDACTED]

[REDACTED]

[REDACTED]

## Deposition of Carlette L Walker

39 (153 - 156)

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1 [REDACTED]  
2 [REDACTED]  
3 [REDACTED]  
4 Q Okay.  
5 A You can look that stuff up in the  
6 proxy --  
7 Q Okay.  
8 A -- if you get a copy of the proxy.  
9 It's a public document that -- if you go to  
10 SCANA.com and look at the proxy, I think you  
11 can just read all about -- until your heart's  
12 content about bonus programs.  
13 Q All right. Jumping back to the  
14 message, I want to try to get through this.  
15 You mentioned going to a lawyer and, quote,  
16 they have broken every fricken' law that you  
17 can break.  
18 What time frame was it when you had  
19 gone to this lawyer?  
20 A Are we talking about that? It was  
21 probably in January.  
22 Q January.  
23 Is there anything specific that  
24 triggered you going to the lawyer, a  
25 conversation or a document or something you

1 had seen?  
2 A No.  
3 Q Had you already left the company at  
4 that time?  
5 A I was on that special medical  
6 leave.  
7 Q And in this part, you actually  
8 mention specific laws -- or you mention laws  
9 being broken.  
10 Can you tell me -- I think you  
11 referenced SEC laws earlier. Are there laws  
12 that you think may have been violated by the  
13 actions of the executives?  
14 A I thought that there were criminal  
15 laws that they probably had broken.  
16 Q And what, by example, could you  
17 tell me?  
18 A I can't remember now what I all had  
19 in mind. I know that I had taken a class at  
20 the end of the year for my CPE, and I had  
21 talked to the teacher of the class who was a  
22 lawyer out of Denver, I think. And I figured  
23 he was so far away that he couldn't possibly  
24 figure out or have any connection to the  
25 South Carolina utility, so I was asking him

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1 questions at break. And by the time we  
2 finished that CPE session, he was like, You  
3 really need to go talk to somebody.  
4 Q Well, and I want to try to get  
5 details of that. What actions were criminal  
6 that you thought or were discussed with that  
7 professor?  
8 A I don't remember. I mean, you're  
9 talking about something that was two and a  
10 half years ago.  
11 Q Yeah.  
12 A And by the time I left that  
13 company, I mean, I was just about out of my  
14 mind. I mean, I was -- at this point had  
15 been berated probably for two years.  
16 Q And who would have been doing that?  
17 A Jimmy Addison, Marty Phalen, Kevin  
18 Marsh, and Jeff Archie.

1 [REDACTED]  
2 [REDACTED]  
3 [REDACTED]  
4 [REDACTED]  
5 [REDACTED]  
6 [REDACTED]  
7 [REDACTED]  
8 [REDACTED]  
9 [REDACTED]  
10 [REDACTED]  
11 [REDACTED]  
12 [REDACTED]  
13 [REDACTED]  
14 [REDACTED]  
15 [REDACTED]  
16 [REDACTED]  
17 [REDACTED]  
18 [REDACTED]  
19 [REDACTED]  
20 [REDACTED]  
21 Q Jumping down the statement a little  
22 bit, you say -- you reference, you know,  
23 Michael and Lonnie and you need to push back  
24 and don't let them to continue to mismanage  
25 that project. Just don't let them. Don't





## Deposition of Carlette L Walker

41 (161 - 164)

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1 [REDACTED]  
 2 [REDACTED]  
 3 [REDACTED]  
 4 [REDACTED]  
 5 [REDACTED]  
 6 [REDACTED]  
 7 [REDACTED]  
 8 [REDACTED]  
 9 [REDACTED]  
 10 [REDACTED]  
 11 [REDACTED]  
 12 [REDACTED]  
 13 [REDACTED]  
 14 Q All right. I think we left off, I  
 15 was asking you about Lonnie. Who was Lonnie?  
 16 A Carter.  
 17 Q And what was his position?  
 18 A He was CEO of Santee Cooper.  
 19 Q And being CEO, is that a position  
 20 that you believe would have been able to push  
 21 back on the --  
 22 A Oh, yeah. I mean, you would hope.  
 23 But I don't think Lonnie was able to make any  
 24 changes with them either. I think Kevin  
 25 would talk to Lonnie and quiet Lonnie down

1 and make him, you know, comfortable somehow  
 2 or another.  
 3 Q And I know we've touched on this,  
 4 but you used the phrase continue to mismanage  
 5 that project. If we can take a moment here,  
 6 get as many examples as I can of what you  
 7 consider to be mismanagement of the project  
 8 itself.  
 9 A I mean, that example I just gave  
 10 you is perfect.

11 [REDACTED]  
 12 [REDACTED]  
 13 [REDACTED]  
 14 [REDACTED]  
 15 [REDACTED]  
 16 [REDACTED]  
 17 [REDACTED]  
 18 [REDACTED]  
 19 [REDACTED]  
 20 [REDACTED]

21 Q And one of the reasons I'm  
 22 following this up, as I continue to say,  
 23 we're going to go back and try to go through  
 24 these documents and find evidence and, you  
 25 know, materials related to this. And if I'm

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1 looking for examples of mismanagement, can  
 2 you point me to anything you recall to be  
 3 specific examples of go look at this project  
 4 manager, go look at that memo, go look at  
 5 this meeting, go look at those e-mails,  
 6 something like that?  
 7 A I mean, it's way harder than --  
 8 [REDACTED]  
 9 [REDACTED]  
 10 [REDACTED]  
 11 [REDACTED]  
 12 [REDACTED]  
 13 [REDACTED]  
 14 [REDACTED]  
 15 [REDACTED]  
 16 [REDACTED]  
 17 [REDACTED]  
 18 [REDACTED]  
 19 [REDACTED]  
 20 [REDACTED]  
 21 [REDACTED]  
 22 [REDACTED]  
 23 [REDACTED]  
 24 [REDACTED]  
 25 Q Other keyword searches you would

1 recommend looking -- for us to chase down?  
 2 A Are you-all going to interview  
 3 other people?  
 4 Q Oh, yeah. We plan to do this with  
 5 a lot of different witnesses.  
 6 A Ken Browne would be a good person  
 7 to talk to.

8 Q Okay.  
 9 A He'd remember the names of  
 10 companies probably. [REDACTED]

11 [REDACTED]  
 12 [REDACTED]  
 13 [REDACTED]  
 14 [REDACTED]  
 15 [REDACTED]  
 16 [REDACTED]  
 17 [REDACTED]

18 Q Yeah. Okay.  
 19 When you were talking with Michael  
 20 Crosby, did he express that he shared your  
 21 views on these concerns, or what was his  
 22 position?

23 A Yeah, he had the same concerns.  
 24 I'm sure he had more. [REDACTED]  
 25 [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

1 about?  
2 A It's those same five or six senior  
3 executives that I talked about. Kevin,  
4 Marsh, Jimmy Addison, Steve Byrne, Jeff  
5 Archie, and then Kenny Jackson.  
[REDACTED]

18 Q Yeah. All right.  
19 In the message next you use the  
20 phrase they're doing it because they want to  
21 make money and they're propping up earnings  
22 to be able to make their bonuses, and it's  
23 going to be at your expense.  
24 And to be -- the they, that they're  
25 doing it, who is the they that you're talking

[illegible]

23 Q Well, let me ask you about that.  
24 As just an investor in general, sometimes I'm  
25 aware that there are -- you know, companies

1 will have phone calls for investors to  
2 provide information to them about what's  
3 going on with the company and their  
4 expectations and what's going on.  
5 So are you aware of any calls to  
6 Wall Street investors or anything where there  
7 may have been any misrepresentations by SCANA  
8 executives about what was going on?  
9 A I haven't been following them. I  
10 know recently they haven't been having any,  
11 which I think is unusual. But I believe  
12 that, during the period that I was there,  
13 they were having those calls.

[illegible]

24 Q During this time or prior to your  
25 leaving SCANA, all these concerns that we've

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1 been talking about today, were there other  
2 SCANA employees that you had interactions  
3 with and discussions with that agreed with  
4 you, that saw the same things you saw with  
5 respect to the management and -- or  
6 mismanagement of the project?

7 A Probably the one person that saw it  
8 like I did was probably Ken. Ken was in a  
9 lot of the same meetings I was. But there  
10 weren't a lot of people that were in the same  
11 meetings that I was in because the level of  
12 the position I was in and then the level of  
13 meetings that I was in with executives.

14 Q And that would be Ken?

15 A Browne.

16 Q Browne. Well, let me ask you,  
17 then, if -- as this process goes forward, if  
18 they come -- you know, if we go forward and  
19 they say, Look, Carlette was a voice in the  
20 wilderness; nobody else agreed with her and  
21 she has no support for what she's telling  
22 you, that's what I'm trying to get a -- who  
23 agreed with you? Who would be able to  
24 support what you're saying here today about  
25 all this and what documents should I be

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1 looking for to support you in that so that we  
2 can respond to an argument that, you know,  
3 Carlette was just out there on her own?

4 A I think Ken -- Ken Browne would be  
5 good. Another one would probably be Dave  
6 Levine.

7 Q What was his position?

8 A He was a general manager over the  
9 start-up team. And probably Kevin Kochems.

10 Q And who else would I talk to that  
11 would -- you think might give a similar  
12 perspective?

13 A Shirley Johnson.

14 Q Anyone else?

15 A Skip Smith. Skip saw a lot of  
16 this.

17 Q And who else? I'm just trying to  
18 figure out who's on -- for a slang term, who  
19 would be on Team Carlette verse Kevin Marsh,  
20 Jimmy Addison, and some of the others.

21 A I think Marion Cherry would agree,  
22 Michael Crosby.

23 I mean, the other people, I  
24 can't -- I mean, I just don't even know what  
25 to think about the other general managers

1 because, I mean, they all saw it, and I don't  
2 know where they stand.

3 I mean, they've all lost their  
4 jobs, but I don't -- I don't know what --  
5 what they were thinking.

6 I think Courtney Owen would be  
7 another one. She saw a lot of the efforts.  
8 She's in SCANA Services. She was the audit  
9 manager.

10 Q And, again, going back to, with  
11 this group of people, what documentation  
12 would be most supportive of what you're  
13 telling us today as opposed to an argument  
14 that you're wrong, that this didn't happen  
15 that way? What would be the best  
16 documentation to support your --

17 A I'll tell you, if you go and you  
18 read the Post and Courier's newspaper  
19 articles about our -- what happened at that  
20 project, if you read it, I mean, I think you  
21 can see that they've broken the  
22 Sarbanes-Oxley law.

23 Q And I want to get some  
24 clarification on some of the terms you used.  
25 Later in the statement you said that I want

1 those five guys out of the company so they  
2 can't keep hurting people.

3 [REDACTED]  
4 [REDACTED]  
5 [REDACTED]  
6 [REDACTED]  
7 [REDACTED]  
8 [REDACTED]  
9 [REDACTED]  
10 [REDACTED]  
11 [REDACTED]  
12 [REDACTED]  
13 [REDACTED]  
14 [REDACTED]  
15 [REDACTED]  
16 [REDACTED]  
17 [REDACTED]  
18 [REDACTED]  
19 [REDACTED]  
20 [REDACTED]  
21 [REDACTED]  
22 [REDACTED]  
23 [REDACTED]  
24 [REDACTED]  
25 [REDACTED]

1 [REDACTED]  
2 [REDACTED]  
3 [REDACTED]  
4 [REDACTED]  
5 [REDACTED]  
6 [REDACTED]  
7 [REDACTED]  
8 [REDACTED]  
9 [REDACTED]  
10 [REDACTED]  
11 [REDACTED]  
12 [REDACTED]  
13 [REDACTED]  
14 [REDACTED]  
15 [REDACTED]  
16 [REDACTED]  
17 [REDACTED]  
18 [REDACTED]  
19 [REDACTED]  
20 [REDACTED]  
21 [REDACTED]  
22 [REDACTED]  
23 [REDACTED]  
24 [REDACTED]  
25 [REDACTED]

19 Q Okay. Later in the message you  
20 say -- and this is when you're speaking to  
21 Marion -- you saw the condition I was in when  
22 I left physically, but you have no idea of  
23 the emotional stress and what they have done  
24 to me and to Gene emotionally, and it's like  
25 if I never heard the word SCANA again, it

1 would be great.  
2 When you say the phrase that  
3 they've all but stripped me of my life, what  
4 did you mean by that? Can you explain what  
5 was done to you or what --

6 A I mean, I've shared some examples.  
7 But, I mean, there's --

8 Q I want to give you the opportunity  
9 to elaborate on that.

10 A Well, I mean, there's just -- I  
11 can't talk about it.

12 Q And that is because it's personally  
13 troubling to you?

14 A Yeah.

15 MR. WALKER: Extremely.

16 Q What about Gene? What was done to  
17 him that you observed at SCANA that you felt  
18 was -- would have brought emotional stress to  
19 him?

20 A Well, you screw up his wife, I  
21 mean, what do you think it's going to do to  
22 him?

23 Q I don't know anything about that.  
24 That's what I'm asking about.

25 A Well, they screwed with me for five

Deposition of Carlette L Walker

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1 or six years, which screws up my family life.  
2 Q So moving -- focusing on Gene, what  
3 can you tell us about what was involved with  
4 him that you felt that they were emotionally  
5 impacting him.  
6 A You cannot imagine what I went  
7 through and what it did to him. I can't -- I  
8 can't explain it to you, but it tore our  
9 family up. I was the bedrock to the family,  
10 and my family saw me go through just a hell  
11 period.  
12 Q Okay.  
13 A You don't lose 70 pounds in six  
14 months and not have something that's  
15 seriously driving you crazy.  
16 Q Well, let me ask you -- and that  
17 may be a good -- what I want to understand is  
18 what I can look to to make sure that if the  
19 argument is made that -- a very inartful way  
20 of saying this -- the cause and effect is  
21 different -- what if you were faced with the  
22 argument that what you're saying about the  
23 company was stemming from problems you were  
24 having medically or emotionally as opposed to  
25 the other way around? You know, what I would

1 generally say about your testimony today is  
2 you're saying that what you were seeing and  
3 what you were experiencing in your work was  
4 causing your medical problems.  
5 What would I look at in response to  
6 an argument that, no, that your medical  
7 problems were actually causing you to  
8 misunderstand or misapprehend what was going  
9 on at the project?  
10 A Well, I mean, how did the project  
11 turn out? I mean, it turned out exactly like  
12 I predicted.  
13 MR. WALKER: And she didn't  
14 have any medical problems.  
15 A I mean, yeah, I lost weight  
16 because, I mean, I was so stressed because of  
17 that project. But the project turned out  
18 exactly like I was telling everybody it was  
19 going to turn out.  
20 I mean, 12 months almost to the day  
21 after we settled, they pulled the plug on the  
22 project. If the project was still going  
23 today, I'd feel differently. But I think  
24 when they pulled the plug on the project,  
25 that pretty much vindicated me.

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1 As a matter of fact, I left in  
2 January of '16. In February of '16, the  
3 Bechtel report came out. It read exactly  
4 like what I said. It might have been gone  
5 into a little bit more depth, which it  
6 should. I mean, they were an engineering  
7 outfit. But I don't think there's a whole  
8 lot of difference between what they're saying  
9 and what I'm saying.  
10 Q Okay. Let me jump to another  
11 topic, and this is following the time you've  
12 left SCANA.  
13 [REDACTED]  
14 [REDACTED]  
15 [REDACTED]  
16 [REDACTED]  
17 [REDACTED]  
18 [REDACTED]  
19 [REDACTED]  
20 [REDACTED]  
21 [REDACTED]  
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21 [REDACTED]  
22 [REDACTED]  
23 [REDACTED]  
24 [REDACTED]  
25 [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

3 Q Okay.

4 A I didn't comment.

5 Q Let me ask you, with respect to the

6 project and your work for SCANA, has anybody

7 ever asked you to take a lie detector test?

8 A Uh-uh.

9 Q And have you ever taken one?

10 A Uh-uh.

11 MR. HALTIWANGER: My

12 understanding is Mr. Moore had talked with

13 Mr. Richardson about your availability today.

14 MR. MOORE: Right.

15 MR. HALTIWANGER: And we've

16 bumped up on that time frame. I know that

17 I've taken all day, so we're going to have to

18 have some follow-up discussions about this.

19 MR. MOORE: We're at your

20 disposal. We'll be where you tell us to be.

21 Next time I suggest we do it at my place.

22 We've got enough room at my place.

23 MR. RICHARDSON: Yeah, we'll

24 be glad to be there.

25 MR. MOORE: It will save you

## Deposition of Carlette L Walker

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1 money.  
 2 MR. BALSER: A few  
 3 housekeeping matters before we wrap up. We,  
 4 on behalf of SCANA and SCE&G, are prepared  
 5 today to go forward and ask a series of  
 6 questions of this witness. We understand  
 7 that she has requested, based on health  
 8 concerns, to stop the deposition at 1:30.  
 9 We're prepared to honor that request.

10 Of course we will need to have  
 11 the opportunity to ask all the questions that  
 12 we need to ask, and we will cooperate with  
 13 Mr. Moore and the witness in rescheduling.

14 We have agreed, in principle,  
 15 upon a confidentiality order with counsel for  
 16 the plaintiffs in this case, and subject to  
 17 final entry of that order by Judge Hayes, we  
 18 would like to designate the entire transcript  
 19 of this deposition as confidential subject to  
 20 that protective order.

21 We can discuss later whether  
 22 parts of the deposition should be  
 23 de-designated, but until we see the  
 24 transcript, until we get the order entered,  
 25 this transcript should be treated as

1 confidential pursuant to a protective order.  
 2 That's all.  
 3 MR. HALTIWANGER: Okay. One  
 4 more.  
 5 MR. MOORE: Well, go ahead.  
 6 MR. HALTIWANGER: I was just  
 7 going to say, as I had mentioned earlier, I  
 8 was going to mark the actual audio of the  
 9 voice mail as an exhibit, so --  
 10 (Exhibit No. 4 was marked for  
 11 identification.)  
 12 (Off-the-record discussion.)  
 13 (Deposition concluded at 1:33  
 14 PM)

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1 CERTIFICATE OF REPORTER  
 2 STATE OF SOUTH CAROLINA  
 3 COUNTY OF CHARLESTON

4 I, Julie K. Lyle, Notary Public for the  
 5 State of South Carolina at Large, do hereby  
 6 certify that the witness in the foregoing  
 7 deposition was by me duly sworn to testify to  
 8 the truth, the whole truth, and nothing but  
 9 the truth in the within-entitled cause; that  
 10 said deposition was taken at the time and  
 11 location therein stated; that the testimony  
 12 of the witness and all objections made at the  
 13 time of the examination were recorded  
 14 stenographically by me and were thereafter  
 15 transcribed by computer-aided transcription;  
 16 that the foregoing is a full, complete, and  
 17 true record of the testimony of the witness  
 18 and of all objections made at the time of the  
 19 examination; and that the witness was given  
 20 an opportunity to read and correct said  
 21 deposition and to subscribe the same.

22 Should the signature of the witness not  
 23 be affixed to the deposition, the witness  
 24 shall not have availed himself of the  
 25 opportunity to sign or the signature has been  
 waived.

26 I further certify that I am neither  
 27 related to nor counsel for any party to the  
 28 cause pending or interested in the events  
 29 thereof.

30 Witness my hand, I have hereunto affixed  
 31 my official seal on April 25, 2018, at  
 32 Charleston, Charleston County, South  
 33 Carolina.

34 Julie K. Lyle, RPR/RMR/CRP  
 35 REGISTERED PROFESSIONAL REPORTER  
 36 REGISTERED MERIT REPORTER  
 37 CERTIFIED REALTIME REPORTER  
 38 My commission expires 7/22/2024





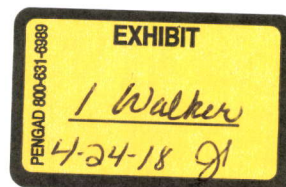
STATE OF SOUTH CAROLINA	)	IN THE COURT OF COMMON PLEAS
	)	
COUNTY OF RICHLAND	)	CASE NO.: 2017-CP-40-04833
	)	
LeBrian Cleckley, on behalf of	)	
Himself and all others similarly	)	
Situated,	)	
	)	
Plaintiffs,	)	
	)	
v.	)	<b>PLAINTIFFS' NOTICE OF TAKING</b>
	)	<b>DEPOSITION OF</b>
	)	<b>CARLETTE L. WALKER</b>
South Carolina Electric & Gas	)	
Company and the State of	)	
South Carolina,	)	
	)	
Defendants	)	
	)	

TO: CARLETTE L. WALKER:

**YOU WILL PLEASE TAKE NOTICE** that the attorneys for the Plaintiffs in the above-entitled action will take the deposition of Carlette L. Walker on April 24, 2018, beginning at 9:00 a.m., at Holiday Inn, 110 McSwain Drive, West Columbia, SC 29169, before a Notary Public or such other officer authorized by law to give oaths and take deposition.

The oral examination will continue from day to day until completed. You are invited to attend and cross examine the witness. This deposition is being taken for the purpose of discovery, for use at trial, or for such other purposes as are permitted under South Carolina Rules of Civil Procedure in such cases.

[SIGNATURE BLOCK ON NEXT PAGE]



Respectfully submitted, this 4th day of April, 2018.

By:



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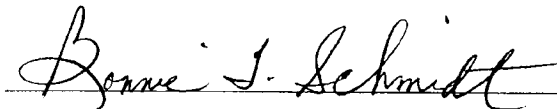
**ATTORNEYS FOR PLAINTIFFS**

CERTIFICATE OF SERVICE

I do certify that a copy of Plaintiffs' Notice of Taking Deposition of Carlette L. Walker was served upon counsel of record by depositing in the United States Mail, proper postage affixed thereto and by e-mail, a true and accurate copy thereof on this 4th day of April, 2018.

James Y. Becker, Esq.  
Haynsworth Sinkler Boyd, PA  
P. O. Box 11889  
Columbia, SC 29211-1889

David L. Balser, Esq.  
Jonathan R. Chally, Esq.  
King & Spalding, LLP  
1180 Peachtree Street, NE  
Atlanta, Georgia 30309-3521



**STATE OF SOUTH CAROLINA**

ISSUED BY THE COURT OF COMMON PLEAS IN THE COUNTY OF RICHLAND

LeBrian Cleckley, on behalf of Himself and all others

Similarly situated

Plaintiff,

v.

SUBPOENA IN A CIVIL CASE

South Carolina Electric & Gas Company and the State  
of South Carolina,

Defendants.

Case Number: 2017-CP-40-04833

Pending in RICHLAND County

TO: Carlette Walker:

☐ YOU ARE COMMANDED to appear in the above named court at the place, and time specified below to testify in the above case.

PLACE OF TESTIMONY	COURTROOM
	DATE AND TIME

☒ YOU ARE COMMANDED to appear at the place, date, and time specified below to testify at the taking of a deposition in the above case.

PLACE OF DEPOSITION 110 McSwain Drive, W. Columbia, SC 29169 (Holiday Inn)	DATE AND TIME, 4/24/18 at 9:00 AM
--	-----------------------------------

☐ YOU ARE COMMANDED to produce and permit inspection and copying of all documents or objects in your possession relating to the above-referenced case.

PLACE	DATE AND TIME
-------	---------------

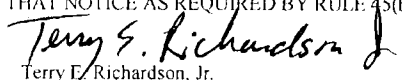
☐ YOU ARE COMMANDED to permit inspection of the following premises at the date and time specified below.

PREMISES	DATE AND TIME ,
----------	-----------------

ANY SUBPOENAED ORGANIZATION NOT A PARTY TO THIS IS HEREBY DIRECTED TO RULE 30(b)(6), SOUTH CAROLINA RULES OF CIVIL PROCEDURE, TO FILE A DESIGNATION WITH THE COURT SPECIFYING ONE OR MORE OFFICERS, DIRECTORS, OR MANAGING AGENTS, OR OTHER PERSONS WHO CONSENT TO TESTIFY ON ITS BEHALF, SHALL SET FORTH, FOR EACH PERSON DESIGNATED, THE MATTERS ON WHICH HE WILL TESTIFY OR PRODUCE DOCUMENTS OR THINGS. THE PERSON SO DESIGNATED TESTIFY AS TO MATTERS KNOWN OR REASONABLY AVAILABLE TO THE ORGANIZATION

I CERTIFY THAT THE SUBPOENA IS ISSUED IN COMPLIANCE WITH RULE 45(c)(1), AND THAT NOTICE AS REQUIRED BY RULE 45(b)(1) HAS BEEN GIVEN TO ALL PARTIES.

April 4, 2018



Attorney/Issuing Officer's Signature  
Indicate if Attorney for Plaintiff or Defendant  
Attorney's Address and Telephone Number :

Date

Print Name

Terry E. Richardson, Jr.

Attorney for Plaintiff  
P. O. Box 1368, Barnwell, SC 29812

P. O. Box 1368, Barnwell, SC 29812

Clerk of Court/Issuing Officer's Signature  
Pro Se Litigant's Name, Address and Telephone Number :

Date

Print Name

## PROOF OF SERVICE

SERVED	DATE	FEES AND MILEAGE TO BE TENDERED TO WITNESS UPON DAILY ARRIVAL  <input type="checkbox"/> YES <input type="checkbox"/> NO   AMOUNT \$
	PLACE	
SERVED ON		MANNER OF SERVICE
SERVED BY		TITLE

## DECLARATION OF SERVER

I certify that the foregoing information contained in the Proof of Service is true and correct.

Executed on \_\_\_\_\_

\_\_\_\_\_  
SIGNATURE OF SERVER

\_\_\_\_\_  
ADDRESS OF SERVER

Rule 45, South Carolina Rules of Civil Procedures, Parts (c) and (d):

**(c) Protection of Persons Subject to Subpoenas.**

**(1)** A party or an attorney responsible for the issuance and service of a subpoena shall take reasonable steps to avoid imposing undue burden or expense on a person subject to that subpoena. The court on behalf of which the subpoena was issued shall enforce this duty and impose upon the party or attorney in breach of this duty an appropriate sanction, which may include, but is not limited to, lost earnings and a reasonable attorney's fee.

**(2)(A)** A person commanded to produce and permit inspection and copying of designated electronically stored information, books, papers, documents or tangible things, or inspection of premises need not appear in person at the place of production or inspection unless commanded to appear for deposition, hearing or trial. A party or an attorney responsible for the issuance and service of a subpoena for production of books, papers and documents without a deposition shall provide to another party copies of documents so produced upon written request. The party requesting copies shall pay the reasonable costs of reproduction.

**(B)** Subject to paragraph (d)(2) of this rule, a person commanded to produce and permit inspection and copying may, within 14 days after service of the subpoena or before the time specified for compliance if such time is less than 14 days after service, serve upon the party or attorney designated in the subpoena written objection to inspection or copying of any or all of the designated materials or of the premises—or to producing electronically stored information in the form or forms requested. If objection is made, the party serving the subpoena shall not be entitled to inspect and copy the materials or inspect the premises except pursuant to an order of the court by which the subpoena was issued. If objection has been made, the party serving the subpoena may, upon notice to the person commanded to produce, move at any time in the court that issued the subpoena for an order to compel the production. Such an order to compel production shall protect any person who is not a party or an officer of a party from significant expense resulting from the inspection and copying commanded.

**(3)(A)** On timely motion, the court by which a subpoena was issued, or regarding a subpoena commanding appearance at a deposition, or production or inspection directed to a non-party, the court in the county where the non-party resides, is employed or regularly transacts business in person, shall quash or modify the subpoena if it:

(i) fails to allow reasonable time for compliance; or

(ii) requires a person who is not a party nor an officer, director or managing agent of a party, nor a general partner of a partnership that is a party, to travel more than 50 miles from the county where that person resides, is employed or regularly transacts business in person, except that, subject to the provisions of clause (c)(3)(B)(iii) of this rule, such a person may in order to attend trial be commanded to travel from any such place within the state in which the trial is held; or

(iii) requires disclosure of privileged or otherwise protected matter and no exception or waiver applies; or

(iv) subjects a person to undue burden.

**(B)** If a subpoena:

(i) requires disclosure of a trade secret or other confidential research, development, or commercial information, or

(ii) requires disclosure of an unretained expert's opinion or information not describing specific events or occurrences in dispute and resulting from the expert's study made not at the request of any party, or

(iii) requires a person who is not a party nor an officer, director or managing agent of a party, nor a general partner of a partnership that is a party, to incur substantial expense to travel from the county where that person resides, is employed or regularly transacts business in person, the court may, to protect a person subject to or affected by the subpoena, quash or modify the subpoena or, if the party in whose behalf the subpoena is issued shows a substantial need for the testimony or material that cannot be otherwise met without undue hardship and assures that the person to whom the subpoena is addressed will be reasonably compensated, the court may order appearance or production only upon specified conditions.

**(d) Duties in Responding to Subpoena.**

**(1)(A)** A person responding to a subpoena to produce documents shall produce them as they are kept in the usual course of business or shall organize and label them to correspond with the categories in the demand.

**(B)** If a subpoena does not specify the form or forms for producing electronically stored information, a person responding to a subpoena must produce the information in a form or forms in which it is ordinarily maintained or in a reasonably usable form or forms.

**(C)** A person responding to a subpoena need not produce the same electronically stored information in more than one form.

**(D)** A person responding to a subpoena need not provide discovery of electronically stored information from sources that the person identifies as not reasonably accessible because of undue burden or cost. On motion to compel discovery or to quash, the person from whom discovery is sought must show that the information sought is not reasonably accessible because of undue burden or cost. If that showing is made, the court may nonetheless order discovery from such sources if the requesting party shows good cause, considering the limitations of Rule 26(b)(6)(B). The court may specify conditions for the discovery.

**(2)(A)** When information subject to a subpoena is withheld on a claim that it is privileged or subject to protection as trial preparation materials, the claim shall be made expressly and shall be supported by a description of the nature of the documents, communications, or things not produced that is sufficient to enable the demanding party to contest the claim.

**(B)** If information produced in response to a subpoena is subject to a claim of privilege or of protection as trial preparation material, the person making the claim may notify any party that received the information of the claim and the basis for it. After being notified, a party must promptly return, sequester, or destroy the specified information and any copies it has and may not use or disclose the information until the claim is resolved. A receiving party may promptly present the information to the court under seal for a determination of the claim. If the receiving party disclosed the information before being notified, the receiving party must take reasonable steps to retrieve the information. The person who produced the information must preserve the information until the claim is resolved.



Exhibit No. \_\_\_\_ (CLW-1-P) Public

**RESTATED AND UPDATED CONSTRUCTION EXPENDITURES**  
(Thousands of \$)

V.C. Summer Units 2 and 3 - Summary of SCE&G Capital Cost Components

Actual through December 2014\* plus  
Projected

	2007	2008	2009	2010	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020
<b>Plant Cost Categories</b>	<b>Actual</b>													
Fixed with No Adjustment	<b>CONFIDENTIAL</b>													
Firm with Fixed Adjustment A														
Firm with Fixed Adjustment B														
Firm with Indexed Adjustment														
Actual Craft Wages														
Non-Labor Costs	<b>Forecast</b>													
Time & Materials														
Owners Costs														
Transmission Costs	329,512	-	28	724	927	11,964	51,677	56,593	47,207	64,576	64,704	30,314	710	-
Total Base Project Costs(2007 \$)	5,246,638	21,723	97,386	319,073	374,810	314,977	488,461	448,947	422,076	742,980	759,311	658,948	388,817	169,840
Total Project Escalation	1,300,486	-	3,518	20,830	23,741	34,084	74,485	88,622	89,880	196,694	247,926	240,312	151,548	92,670
Total Revised Project Cash Flow	6,547,124	21,723	100,905	340,003	398,551	349,061	562,946	537,569	511,956	939,674	1,007,237	899,260	541,365	262,510
Cumulative Project Cash Flow(Revised)		21,723	122,629	462,632	861,183	1,210,244	1,773,180	2,310,759	2,822,725	3,762,398	4,769,635	5,668,895	6,210,260	6,472,770
AFUDC(Capitalized Interest)	279,790	845	3,497	10,564	17,150	14,218	18,941	27,722	26,131	30,502	44,426	39,884	30,884	11,528
Gross Construction	6,826,914	22,368	104,403	350,567	415,701	363,278	581,896	565,291	538,087	970,176	1,051,863	939,143	572,349	274,039
Construction Work In Progress		22,368	126,771	477,338	883,039	1,258,317	1,838,203	2,403,495	2,941,591	3,911,767	4,963,430	5,902,573	6,474,923	6,748,962
														6,826,914

\* Applicable index escalation rates for 2014 are estimated. Escalation is subject to restatement when actual indices for 2014 are final.

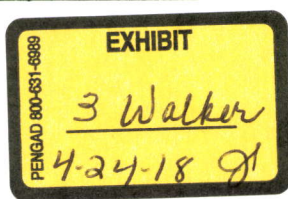
**Notes:**

Current Period AFUDC rate applied

5.68%

Escalation rates vary from reporting period to reporting period according to the terms of Commission Order 2009-104(A). These projections reflect current escalation rates. Future changes in escalation rates could substantially change these projections. The AFUDC rate applied is the current SCE&G rate. AFUDC rates can vary with changes in market interest rates. SCE&G's embedded cost of capital, capitalization ratios, construction work in process, and SCE&G's short-term debt outstanding.





Hey <sup>Marion</sup> Mary it's Carlette, um listen I just wanted to give you a heads up, and this is just between you and me and the fence post. Um, I'm fine whatever they're telling y'all is just bullshit um, but anyway I just wanted to let you know that um I know the truth now and I don't want you and um Santee to get screwed anymore by um the Executives of SCE&G and SCANA, um Kevin Marsh is not the guy that everybody thinks he is, um, he is a liar, and he's just like um Steve and Jeff and Jimmy and Marty Phalen they're all of the same cloth. They all think they are the um smartest guys in the room but they're on the frigging take, um nobody knows this but I went to a lawyer yesterday and they have broken every frigging law that you can break, I could shut SCANA down today if I wanted to but I'm not going to do that I'm going to continue to do the right thing um and I would like to have the benefit of surprise for 'em but anyway um it doesn't have to be that way but if they find out I got a lawyer then they'll have sleepless nights until they hear back from my lawyer or me but anyway um I'm going to do the right thing, um I'm not going to do, operate out of revenge or hatred or anything like that but my lawyer is going to help me to do the right thing and it's going to be a two phased approach but you know Michael and um Lonnie and you need to push back and don't let them continue to mismanage that project, just don't let them, don't sign anything, refuse to pay, don't pay SCANA, push back and just say no, we're not going to do it because they are mismanaging that project and it's at yall's expense. They're doing it because they want to make money and they're propping up earnings to be able to make their um bonuses and it's going to be at your expense so if y'all haven't signed that agreement on the purchase price, call whoever you need to call and tell them don't sign anything with that management team because my lawyer is going to work to make sure that that management team and the bad guys at a

minimum are not going to be there at some point in the real near future. He's really good and he's going to eat those 5 bad guys alive. I think SCANA will still be in existence, his goal is going to be to meet my goal and that's to do the right thing and I don't, I don't want, there's a lot of good people at SCANA, a lot of them that I like a lot and I told them I don't want those people hurt but I want those 5 guys out of the company so that they can't keep hurting people and I mean, he told me what his first thoughts were and those guys won't have their job. So, if y'all could, you can protect you know Santee so however long it takes by talking to Lonnie in confidence and maybe Michael and y'all just don't agree to sign anything, just refuse to pay. If you can do that or just don't obligate yourself to do anything, don't sign any change orders or whatever you got to do, um until those you know Christians as they call themselves are gone without tipping your hand as to why you won't sign it that would be awesome and I don't have anything gain, I don't have anything to lose because I'm not coming back. I can't work with those people. I don't want to ever be in the room other than to be able to have my last word because they have all but stripped me of my life. You saw what condition I was when I left physically but you have no idea of the emotional stress and what they have done to me and to Gene emotionally and it's like if I never heard the word SCANA again it would be great. I mean Gene has been without insurance since January the 1st, I just learned that and it just got reinstated yesterday so, I mean this is, but well anyway if you can call me on the company cellphone, I got a new personal cellphone but just call me on the company cellphone if you want to but I'll just talk to you later I just wanted to get that word to you. Bye.

**Ex 04 Carlette L. Walker 04 24 2018 ( DVD)**